



**By-the-Sea
In-the-Valley
Down-the-Coast**

VOLUME 8, No. 18

January 13, 1994

Police and Firemen Bypassed

Council Stands Pat on Wages Over Employee Protests

By Isabelle Hall

The Carmel City Council voted 5-0 Tuesday to maintain its two status quo labor contracts with the 47 members of its management and general employees associations, refusing to let police and firemen speak when the issue came up at the end of a four-hour session.

"Divide and conquer was the plan," said Assistant Fire Chief John Willett, a member of the Management Association, who said he is the most underpaid of the city's 85 employees earning just 29.7 percent of comparable peninsula workers' wages. "I've worked in five cities, and I've never seen anything like this. Thirty percent of the Fire Department staff are looking for jobs."

"I think we kind of got the shaft," said Officer Terry Chandler, spokesman for the 25-member Police Association. He said the groups would meet today to plan what to do next.

Cliff Hatch, president of the General Employees Association, told the council "many very qualified and talented city employees are looking for employment elsewhere because it has gotten very hard to make ends meet."

A management spokesman who did not want to be identified said, "I know of cases where people are selling their cars, selling property off to make ends meet, taking second and third jobs. That ultimately has an impact on their ability to perform for the city."

Fire Chief Bill Hill, who told the council the managers did not think it was in the city's best interest to debate the issues in the public forum, said employees took the brunt of cutbacks in the 1993-94 budget. "The personnel component of the budget decreased 11.4 percent while non-personnel items increased 14.2 percent." Salaries and benefits comprise \$4,566,421 of the total \$7,098,487 budget.

A resolution to approve a simple extension of the 1992-93 labor contracts, known as Memorandums of Understanding (MOUs), for all four of the city's labor

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CARMEL CITY EMPLOYEES demonstrated quietly on the City Hall steps Tuesday protesting lack of recent pay raises. After waiting four hours, they were disappointed when the City Council rejected their pleas. In a statement, council

members said "...in these perilous times, we believe it is incumbent upon us to take a conservative approach toward any new expenditures."

Sun photo by Stan Hall

Livingston Backs Greenwood in CVPOA Fight

Carmel City Councilwoman Barbara Livingston acknowledged she had been calling friends who are members of Carmel Valley Property Owners Association (CVPOA) urging them to vote for Robert Greenwood in an increasingly bitter election for vice president.

"Barbara lives in Carmel, doesn't she?" asked George Ferguson, the CVPOA board's nominee for vice president, when told of Livingston's actions. "That's strange."

Saying she had called about 15

people, Livingstone defended her active support of Greenwood, who launched an unprecedented challenge to Ferguson in the mail-ballot election for new officers which is taking place this month.

"I didn't do it as a city council person," Livingston told The Sun. "I'm a friend of Bob Greenwood... There's nothing improper about it at all. What happens in Carmel Valley affects Carmel."

But CVPOA President Roger Williams said: "I think it's very presumptuous of Barbara Livingston to become involved in

CVPOA. It's not an affair that's any of her business, at least not in my book."

Both Ferguson and Williams characterized Greenwood's challenge as part of a campaign by environmental activists to regain control of the 900-member group.

Williams, renominated without opposition for a second term as head of the organization, has steered what he and his supporters see as a more moderate course for the organization. It is important because it provides one of the few organized voices

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Advisory Committee Members Oppose Consolidation Plan

By Stan Hall

Declaring the county wants to "throw the baby out with the bath water," several members of existing planning advisory committees gathered Monday to galvanize opposition to a proposal to consolidate six of their groups into one large Greater Monterey Peninsula Advisory Committee.

Meeting at the Carmel Highlands Fire Station, they argued that the Planning Department's plan to consolidate 18 existing committees in the county would crimp a critical communications link for neighborhoods to have early input into proposed development projects.

"These committees are the only chance a lot of people... working people... have to express their views," insisted Barbara Rainer of the Highlands-Bixby Committee, noting that the

County Planning Commission meets during the day on a weekday.

Responding to criticism in Planning Director Robert Slimmon's staff report to the Board of Supervisors, Marc Davidian, chairman of Highlands-Bixby, declared: "Maybe we do slow down the process some times, but if we do, we also improve the quality of the output."

Present for the session were five members of Highlands-Bixby, two members of Upper Carmel Valley and one member of Lower Carmel Valley. They agreed to enlist the support of other advisory committee members in opposing the proposal, along with environmental and homeowners' groups.

Former Supervisor Karin Strasser Kauffman, saying she could understand why people were upset by the proposal, called it "unwise...Penny

wise and pound foolish."

While the process at the committees often is been "difficult and controversial," she defended keeping the separate ones on the peninsula and coast especially, arguing that in the long run they save time and money and provide a better end result.

"They're proposing eliminating the aspect of land use planning that is closest to home. These committees allow neighborhoods to take care of themselves to some extent, and that's good."

Supervisors had planned to take up the proposal Tuesday, but at the request of Supervisor Sam Karas, the hearing was postponed for two weeks until 2:45 p.m. Jan. 25. Opponents of the proposal claimed they only received details of it four days before the

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LETTERS

A Chance to Renew CVPOA's Mission

When the ballots go out this month for the Carmel Valley Property Owners annual election, members will have a first-ever chance to make a clear choice for the office of vice president. Petition candidate Robert Greenwood offers a much-needed opportunity to renew CVPOA's emphasis on its historic mission "to preserve, protect and defend the natural beauty and the resources of Carmel Valley."

Perhaps because of the constraints on development in recent years, the CVPOA seems to have become complacent about the need to remain actively involved in land use issues. As a long-time officer and director in the '70s and early '80s, I have been dismayed by what one member recently described as the "taming of the CVPOA—from watchdog to lapdog." There is real concern that too much energy is going into social events and minor issues.

Having worked with Dr. Greenwood on both CV Master Plan committees, the original Carmel River Advisory Committee and the CVPOA board, I have a special appreciation of how much he has contributed to the protection of the Valley's unique resources. With his background a geology professor and his detailed knowledge of water and land use issues, he brings an expertise to the CVPOA that is urgently needed at this time. I use the word "urgently" advisedly, as for the first time in many years, we no longer have either a county supervisor or planning commissioner from Carmel Valley.

In addition to marking their ballots for Robert Greenwood, concerned CVPOA members should read carefully the statements of candidates for the board, cut through the clichés, and vote only for those who demonstrate an active commitment to "preserve, protect, and defend" our incomparable Valley.

Mary Ann Matthews
Carmel Valley

A Victim of Strange Priorities

Polly Klaas died because we live in a country where "life is cheap," a term at one time reserved for some Third World and Fourth World countries.

She died, because a human animal, confined in a prison, was released after serving one half of his sentence. He should have still been in prison the night she died. He was released early for two reasons. First, our so-called society is overloaded with well-meaning "bleeding hearts," who have a compulsion to feel more compassion for inmates behind prison walls than for their victims and their future victims. Second, prisons are expensive to build, staff, and maintain. This makes it a political issue. A politician brave enough to spend taxpayers' money for more prisons, guards, et al, won't be as popular amongst voters during re-election season, as will be a politician willing to approve early releases of criminals. (Polly Klaas' murderer, for example).

Most taxpayer-voters not only read newspapers, they are smart enough to know that what criminals wind up doing on our streets and in our homes after releases from prison, including early releases, are deliberate trade-offs, a willingness to put up with more crime in exchange for politically attractive budgets for crime abatement.

Until something bad happens, personally, to the average American, crime is "somebody else's" problem. It's obvious that the majority of us are not particularly concerned about crime, period.

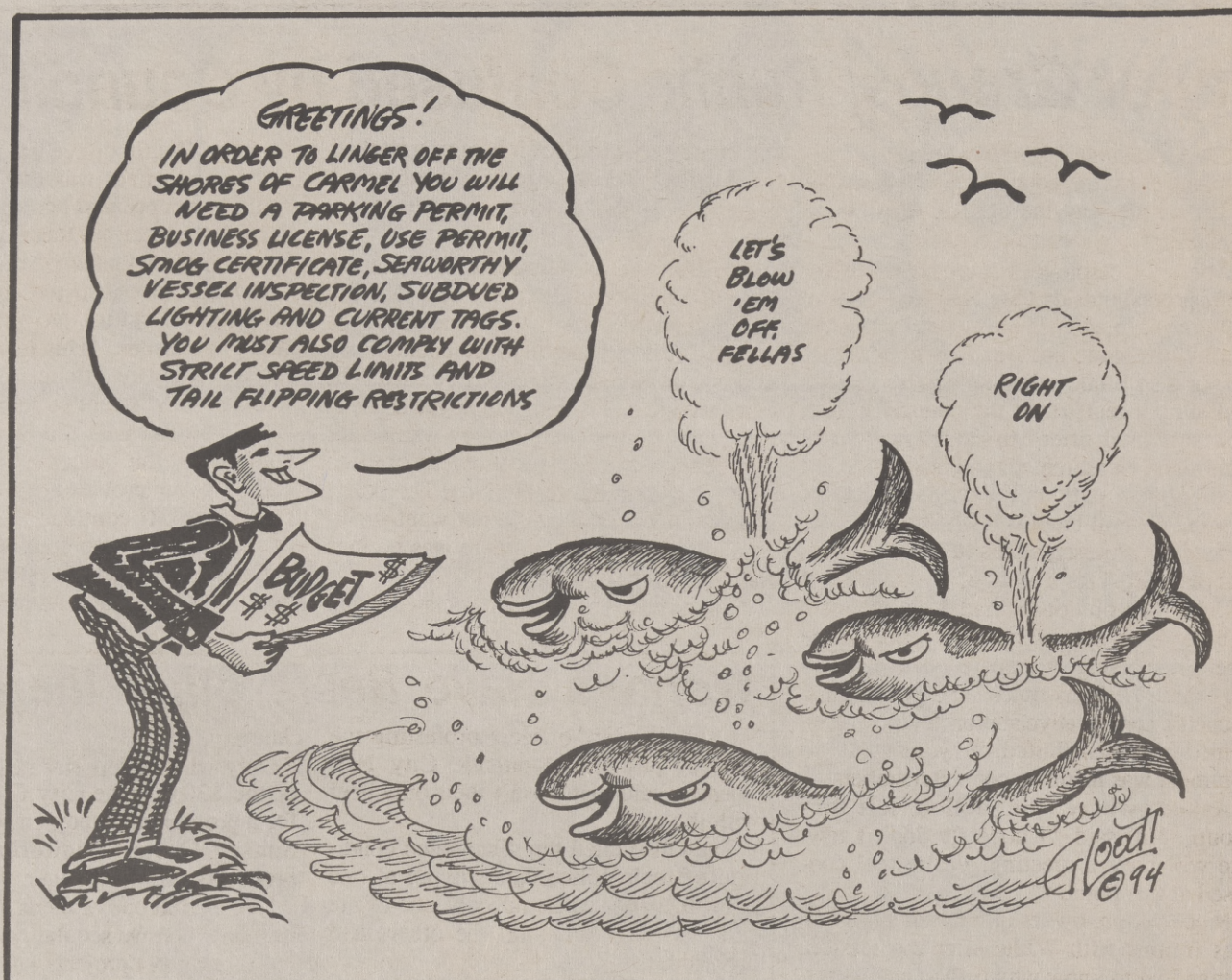
Polly Klaas was just one victim. There have been thousands of violent crime victims. There will be thousands more, largely because of some very strange priorities.

Mel Vercoe
Salinas



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Ferguson Sets Out His Views

Since I am being challenged as a vice presidential and board candidate in the current Carmel Valley Property Owners Association election, I think it's proper to outline my positions on important issues:

1. Since the purchase of a home is, in most cases, the largest single investment an average property owner will make in his lifetime, he should be allowed some freedom of choice. Certain limitations should be invoked only if the property owner's choice would seriously and negatively impact his neighbors or the immediate community. Individual prejudice regarding architectural style, house color, roof type and color should not be imposed unless it is not accepted by the general population.

2. A home owner should be allowed to protect his investment in his home even though such action could be interpreted by radical environmentalists to have a minor negative impact; e.g., The Carmel tree which was damaging a man's house. The man's house should have priority.

3. The Carmel Valley Master Plan should be followed unless there are situations that either were not anticipated or that have arisen since the plan was developed. If the deviations are significant, necessary and likely to reoccur, then the Master Plan should be amended.

4. House size should be related to lot size and other controlling factors such as soil, grade, location, viewshed and whether it significantly affects neighbors' views, drainage etc. A large family needs a large house. A small family can get by with a small house, but should be allowed to build a large one if the lot size and other controlling factors are present and acceptable. Size limitations should only be required if a larger house would have a serious impact on the neighbors and/or the immediate community.

5. Traffic problems should be studied and solved by the professionals who have been charged with this responsibility and not by politicians who have been swayed by pressure from special interest groups. The Hatton Canyon is a good example where politicians for 38 years have cost the taxpayers a lot of money by interfering with Caltrans in developing a solution to the Highway 1 traffic. Caltrans has tried to solve the problem, but a few well-intentioned people and some who are not so well-intentioned have interfered costing us millions and millions of dollars. The traffic situation on Carmel Valley Road may very well become a patch-work quilt of individual band aid solutions costing far more in the end.

6. Growth in Carmel Valley will continue, albeit at a slow rate. The Carmel Valley Master Plan is generally a well conceived document and should serve as a guide to ameliorate growth and at the same time preserve, to the extent possible, the natural beauty of Carmel Valley. Caution must prevail, however, in order to preserve the property owners' rights that are protected by the U.S. Constitution.

Some resources, such as water, will have to be increased as the population grows. Hopefully this can be accomplished without the distracting interference of special interest groups.

George Ferguson
Carmel

Greenwood Also Supports Steck

Correction, please! In my interview with The Sun about the CVPOA (Jan. 6), I inadvertently omitted the name of one candidate for the board whom I support and who has expressed strong environmental concerns—Loren Steck.

Robert Greenwood
Carmel Valley

An Animal Control Gestapo?

I would like to relate a story that is becoming all too familiar not only in urban areas of the Monterey Peninsula, but also in the rural parts of the county. I live in the Cachagua Valley approximately 16 miles from Carmel Valley Village. My home is located at the end of a 1 1/2 mile private dirt road. There is an electric gate at the beginning of this road and a cable gate at the beginning of my driveway.

One Sunday evening while eating dinner with my family there was a knock on the door. I opened it to an official from Monterey County Animal Control who asked if the three dogs tied in the yard were mine.

When I agreed that they were, she said they were unlicensed and proceeded to write me a ticket. I asked if there had been a complaint about my dogs, and she replied that there had been no complaint, but that she had been to my house before and had seen my dogs.

When I asked her why-and how-she had come up my road, she answered that the cable gate had been down, so she just drove up. The combination to the electric gate had been given to her by a neighbor who was having trouble with someone else's animals. Astounded, I said, "If there was no complaint about my dogs and they are tied here on my property, which is posted with no trespassing signs, why did you drive up a private road?" She smiled and handed me the ticket to sign.

I was infuriated about this blatant infringement of my privacy and trespass on my property!

I set out to find out why Animal Control had come to our canyon in the first place. The more people I talked to the more evident it became that random searches were being made of private properties, often when no one was home, not only in our canyon, but throughout the Cachagua area.

How can this be legal? I thought there were laws that require a search warrant in order to invade the privacy of citizen and his property. Other residents that I spoke with who have suffered the same outrage over the apparently "legal" search of their property were as disbelieving as I that our county government has the power to override one of our basic rights—that of privacy. Where will this misuse of power stop? What can a private citizen do to stop it?

Had this been an isolated incident, it could be passed off as the act of an overzealous county worker who thought she was doing her job. However, it is obvious that this is a widespread policy of our local government and that our rights as private landholders or renters will continue to erode to the point where we have no rights at all!

Tony Scardina
Cachagua

More Support for Fire Sentences

Never having met the youths involved in the Carmel High School fire, but having long acquaintance with delinquents, may I say I agree with the writer of the letter to the editor supporting the penalty given (Dec. 23). I was a volunteer with wards of the courts in a building in the same complex as Juvenile Hall in San Francisco for three years and also knew the—uhm—ambiance of Juvenile Hall in Martinez.

Let the protesting teachers learn from their school counselors of students who would benefit by Sunday visits to Juvenile Hall here and get acquainted! These institutions are inhabited by members of the Addams family—without the schmaltz. I wouldn't advocate close acquaintance of any sort with any of them except as a last resort.

E. C. Davis
Pacific Grove

See page 14 for more letters

Labor Groups, Public Confused by Council Agenda on Wages

Continued from front page
groups was on the council agenda Tuesday night but the way the agenda items were handled led to widespread confusion.

About 24 employees staged a quiet, orderly protest outside City Hall expecting to be allowed to address the council when the resolutions came up. But four hours later, Mayor Ken White called up two resolutions that simply reaffirmed the council's "last, best and final offer" to establish a study committee on retirement and postretirement medical plan options for the management and the general employees association. He invited the representatives of each to speak, and then asked for a motion.

Decisions obviously had been made in two closed sessions, one just prior to the Tuesday meeting. A prepared statement citing "these perilous times" and praising the council's conservative approach was read by White and distributed. Beyond that no comment was made by council members.

Asked where the action left his group, Hill said, "I honestly don't know. We will have a meeting. We're real confused at this point."

Merv Sutton, owner of Nielsen's Market, was furious with White after the session, demanding to know why he had not opened the meeting to the public when members of the public and the police wanted to speak. "It's a shame," Sutton complained. "We stayed for four hours. My three kids live in apartments in the city. I live here. I want the place to be as safe as it can. They could get money for raises tomorrow by charging different business fees."

City Administrator Jere Kersnar who was blamed by some employees both on and off the record for the council's action was cornered by Officer Terry Chandler, head of the Police Association, and Chuck August of the Firemen's Association. "He played the innocent party," Chandler said. "Nobody wanted to be knifed in the back."

Chandler said, "I thought they had to live by what they had on the agenda. My impression was that everybody was going to talk. Kersnar never talks to us. His excuse is he only wants to talk to our negotiator who is in Sacramento. He hasn't met with the city since October."

He said the group contended that the budget was passed illegally because wage negotiations had not been concluded as required by state law. Furthermore, Chandler questioned when the city does get revenues beyond its budget, "Where does

that money go. Is any of it being earmarked for salaries? We can't get to the table and even talk to the guy. The guy will not talk."

As Kersnar explained it Wednesday, "We had four resolution numbers that had been reserved, one for each of the employee associations. In a memo to the council, we said one or more of these may be used. The management and general employee associations indicated to me that they wanted the city council to consider those resolutions so we made up the resolutions. The police officers indicated they did not want such a resolution and therefore there was no item for them on the agenda."

"An impasse has not been declared by the

firemen. The first three groups declared impasse. The effect was that police officers could have appeared before the council under appearances but there was a misunderstanding about that whole process."

Kersnar described the council action as keeping the status quo plus the offer to study two issues. "This is a somewhat different situation than normal because whether they accept or reject the last, best and final offer with the exception of study committee, the outcome is the same because the law provides that the terms of the existing MOU continue until they change it, and the offer also continues that. It is at this point the practical effect is small. The symbolic effect (to stand pat) is large."

Workers Have Beefs other than Pay

Carmel police officers protesting the lack of pay raises outside City Hall Tuesday said that wasn't their only beef with the city.

They also cited the dilapidated condition of their police cars, saying at one point this past weekend only one of six cars was available—all the others had broken down.

The department has four marked patrol cars and two unmarked ones. Officers Dan Clark and Steve Rana told a Sun reporter one of the unmarked cars has around 120,000 miles on it and another car has 112,000 miles.

"On some of them, the seats are broken, so you can't sit up straight when you drive," Clark said. "I don't think it's very safe."

Because the peninsula is such an expensive place to live and because pay has been so low so long, Clark said by his reckoning, Carmel had lost 52 police personnel in the past 10 years.

Often, they simply move to other departments on the Central Coast where the pay is better, Clark said, noting one person recently left Carmel to join San Diego and received a \$300 a month pay increase even in that tiny department.

The police, firefighters and other city employees who gathered as the City Council took up their demands for pay increases said they were they were unhappy that they even had to demonstrate as quietly as they did, but after months of lack of progress felt they had no other

choice.

Only when a reporter raised the issue of the \$30,000 the City Council put up for a preliminary study on rebuilding the Sunset Center auditorium did the protesters show any anger.

"Yes," said one of them. "It does make us mad when we see the council approving its own pet projects while we do not get even cost of living increases and our equipment is falling apart." In addition to the spending on Sunset Center, he also mentioned "mini-parks and this latest thing, to build a plaza at the post office."

Assistant Fire Chief John Willett said 30 percent of the "line personnel" in his department were looking for other jobs. "If they leave, we'll lose their experience, training and dedication," he said.

He said he believed he was the most underpaid of all city employees, saying he was 29 percent below the average of employees in surrounding cities who do the same job he does.

He noted that he took over the duties of Art Black, former fire marshal when he was laid off last year, adding that he now is responsible for fire prevention, operations and training. "We're spread too thin," he said quietly.

Police officers handed out a blue card saying "The Carmel Police Officers Association needs your help." It said Carmel police are the lowest paid on the peninsula except for Del Rey Oaks and have not received even cost of living boosts for more than three years.

"Everybody was confused by the process," the official management spokesman said, referring to the memo Kersnar had in the council package stating that "Negotiations are still ongoing with the various employee associations. Kersnar said the issue would be addressed and that's why the associations were there. The way the memo reads suggests there is still room for possibly coming to some agreement." The big problem, he said, is that the associations and the administration differ on when the compensation problem specifically cited for correction in the existing 1992-93 MOU kicks in. The MOU language states that Carmel city employee wages are below those of comparable cities and would be adjusted as soon as the money became available. The comparable cities chosen by the council are Seaside, Marina and Pacific Grove.

"Our problem lies, with no mal intent on either side, on what constitutes that point," the spokesman said. "It states that this situation will be corrected once the fiscal situation permits it. Our association is arguing that we should take a real hard look at whether or not the council could in fact implement that language. That's why we requested a state mediator to close the perception gap. We asked for it and was rejected so we don't know where we go from here."

The management association letter to the council noted that, based on recent information, "The city's financial condition is improving. In light of this trend, the mid year budget review would be an excellent opportunity for the city council to stand behind its promise as stated in the existing MOU."

Carmel officials reported last week that revenues from its major income sources were up \$151,024 through the end of December.

Hatch said his group had "some serious questions regarding procedures within the official Meet and Confer process. Some terms of our existing contract have not been met by the city; fair and reasonable requests made by our group were not completely examined; written responses to our proposals and requests were not provided by the council's negotiating team; written requests from our association were ignored; non-cost items...were not considered and endorsement of the 92/93 MOU by the city was not honored."

Post Office Plaza Plan Referred To Planning; No Funds Available

Citing lack of money, the City Council nonetheless Tuesday referred proposals to upgrade and beautify the postal station in Carmel to the Planning Commission for study.

Councilman Bob Fischer said he was concerned that the two owners of the building have a new lease with the U.S. Postal Service before the council selects any of the options because it would "put a false value on that property. The post office might find it can't stay there."

If a "decent lease" is not negotiated when the 1997 lease runs out, Fischer warned, "We're all going be picking up our mail at the mouth of the Valley. Do not put out nickel one on this."

The Post Office Plaza Improvement Task Force recommended one of two improvement plans that would cost between \$16,000 and \$25,000 for Fifth Avenue between Dolores and San Carlos outside the postal building. They were described as modest in comparison to an original recommendation of the 2016 Committee for blocking the street off with a large plaza area. The report stressed nothing should be done without a renegotiated lease.

Calling it "one of the ugliest buildings in town," Councilman Phil Coniglio said, "The bottom line is there are no funds."

"Why spend money to beautify a private building?" Fischer asked. "It irks me, even one cent to beautify private property."

Councilwoman Barbara Brooks, wife of task force co-chairman Steve Brooks said, "It's nice to get private entrepreneurs to pay for things but if you can't, you have to think of the benefit for the community."

Howard Nieman, a former planning commissioner, said he agreed "100 percent with Councilman Fischer. It's absolutely insane to spend public funds on private property."

Steve Brooks explained that there was not unanimity on the task force recommendations. Kathy Ritter, speaking for herself and members Ted Fehring and Maggie Hardy, said she felt there were safety problems and that accessibility to the post office was not addressed.

"I have a problem with the way the report is presented," said Toni Jepson, executive director of the Carmel Business Association (CBA). "Four were against. Three were for it. That doesn't sound like a majority to me. There is a real danger in appointing committees and not getting some kind of consensus."

Co-chair Vance Frasier said, "We were not a mock council. It's up to you to decide. It is a very modest proposal."

Carmel Police Association Attacks Jere Kersnar for Contract Impasse

In a hard-hitting attack on City Administrator Jere Kersnar, the Carmel Police Officers' Association issued an open letter to the City Council Tuesday accusing him of failing to serve its interests or theirs during stalled labor negotiations. The group called for direct talks with the council to solve the impasse.

Listing its specific demands in the negotiations, the letter charged, "to date...the city administrator has not served your interests or ours by his unwillingness to consider our mutual interests. We have been met with a stone wall throughout the negotiation process."

"He has refused to consider any of our proposals, even those which have no financial impact on the city at all. When we suggested that a state mediator be consulted at no cost to either side, he refused. The issue here is one of fairness. We have the right to be treated fairly, and this has not been the case."

Senior Officer Terry Chandler is spokesman for the group but the letter, which represents 25 members of the association, was not signed. It represents all safety officers from the rank of sergeant down.

The association said it was taking the "unusual step" of addressing the council directly because "there seems to be some misunderstanding of the issues and the pro-

cess." It was the first of the four labor groups to declare an impasse in the talks in November.

The group said it was time for a fundamental change in direction and time for the council to acknowledge that it "simply cannot afford everything. Public safety must come first. We believe that our citizens will demand nothing less."

The association cited four demands and action to date:

- o "We want certain inequities in the city's layoff policy rectified. A review of this policy was promised as part of last year's MOU (Memorandum of Understanding). The City Administrator has refused to address this issue.

- o "We want the city to contractually recognize that Police Department compensation is well below that of other departments on the peninsula and begin to take steps to rectify the problem.

- o "We have proposed modifying work schedules to promote efficiencies and morale, but the city administrator has refused to discuss our proposals.

- o "The Police Department's equipment is woefully inadequate and common technological advancements in communication are denied us. This adversely affects our ability to serve the community in the best, most cost effective manner."

SHERIFF'S LOG

CARMEL. A woman who lives on Row Place reported her dog got into some poison and had to be rushed to the vet. She said a torn plastic bag containing possible rodent poison was found later in her back yard, although she lives at the end of a cul-de-sac and has no problems with neighbors. 1/3.

VILLAGE. The manager of Carmel Valley Medical Care Clinic reported receiving a call from a man wanting her to buy a \$195 advertisement for the "Carmel Valley Police News." She said he hung up abruptly when she questioned him about the publication. 1/4.

Poachers Reported

VALLEY. A gatekeeper for Rancho San Clemente reported possible poachers, saying one of the men she saw on a ridge north of her house had a rifle. 1/5.

VALLEY. A man who lives on Tassajara Road reported hearing three gunshots near his property. When he yelled out to get off, three more were fired, he said. A deputy said he could find no evidence of anyone. 1/5.

VILLAGE. A woman staying in a guest house on Carmel Valley Road reported hearing clanking noises. A deputy said he could find nothing. 1/6.

CARMEL RANCHO. Albertsons employees reported having a man in custody for shoplifting. The Carmel man was arrested by a deputy. 1/6.

SOUTH COAST. A San Diego woman said her son, who lives in Garrapata Canyon, had been missing since 1/2. He was thought to be driving a blue Toyota pickup. A deputy put out a message for law enforcement offices to be on the lookout for him. 1/6.

Student Accuses Teacher

CARMEL. A student at Carmel High School reported he was kicked by a teacher during a physical education class. A deputy said the parents told the principal about the incident. 1/6.

CARMEL. A woman who lives on Carmel Knolls Drive reported a neighbor sprayed water on a contractor and a worker she had hired to remodel her house. She said she had obtained approval to add a second story on her house which would block part of the neighbor's view. 1/7.

VALLEY. A woman who lives on Tassajara Road reported her neighbor was shooting on his property, and it frightened her. 1/8.

BIG SUR. An official of the New Camaldoli Monastery reported two vehicles trespassing on its property. 1/8.

VILLAGE. A deputy requested that a warrant be issued against a Carmel Valley

man for driving with his license suspended due to previous drunk driving offenses. The deputy said he observed the man driving in the Village while he was off duty. 1/8.

Two Chainsaws Taken

CARMEL. A man said two chainsaws valued at \$800 were taken from an unlocked garage at his home on Taylor Road. 1/9.

CARMEL. A woman who lives on Valley View reported a pair of binoculars valued at \$150 were taken from her unlocked car while it was parked outside her home. 1/9.

CARMEL. A man who lives on Scenic said someone fired a pellet into the living room window of his home while he and his wife were having breakfast in the kitchen. 1/9.

VALLEY. A man who lives on Robinson Canyon Road reported two cars were racing up the road. He said that when his 12-year-old son yelled at the drivers to slow down, they pulled into the driveway, shouted obscenities at the family and then sped off. 1/9.

License Plate Stolen

CARMEL. A Carmel Valley woman reported the rear license plate was stolen from her rental car, a Hyundai Excel, while it was parked at the Carmel Mission. 1/9.

VILLAGE. A man who lives on Toyon Road complained about dogs barking at a neighbor's home on Ford Road. Responding to the complaint, a deputy said he found no one home, but referred the complaint to the Animal Control Office. 1/9.

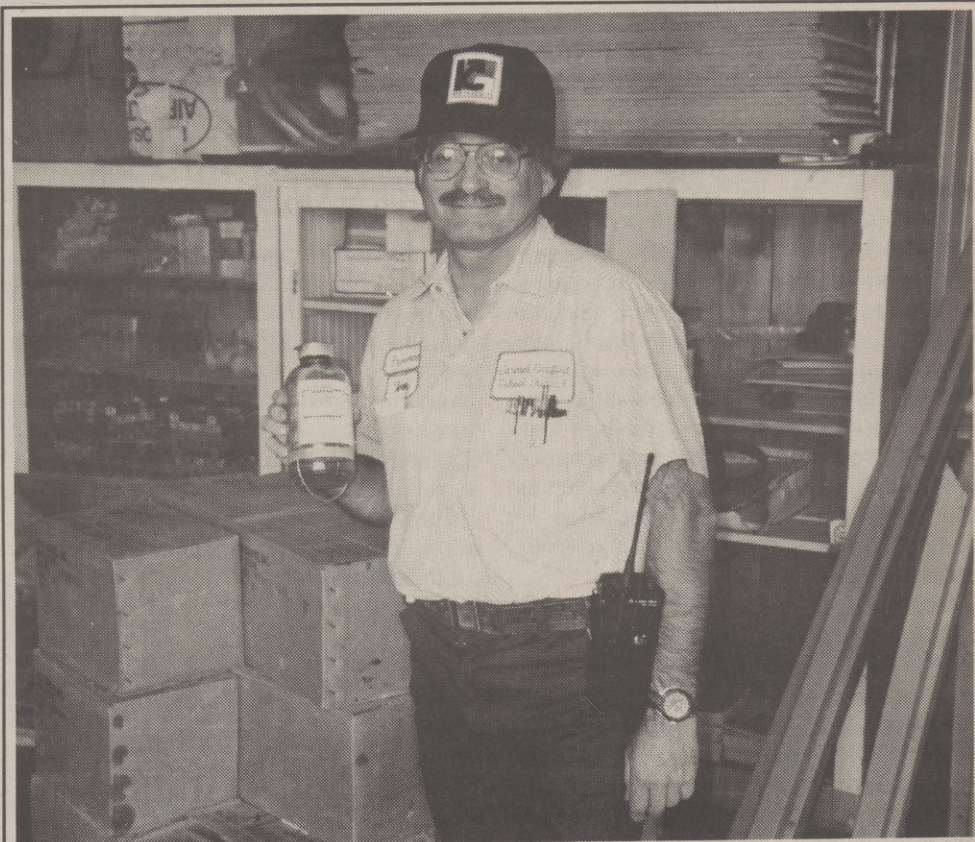
Carmel Implements Some of the New Brown Act Provisions

For the first time, the Carmel City Council agenda Tuesday disclosed the subject matter of items members planned to discuss behind closed doors.

City Clerk Jeanne Brehmer said that, under the provisions of the revised Brown Act three items were put on the agenda for a closed 3 p.m. session. The act is designed to ensure that public agencies conduct the public's business in the open.

Listed was the city's lawsuit against Del Monte Realty Co. for alleged violations of the short-term rental law, its claim against John Nahas, operator of the Spinning Wheel Inn, for hostelry taxes and penalties, and the threat of litigation by jeweler Kerry Lee Johnson and his insurance company due to a daylight robbery.

Also listed was an item stating that the council would meet with the city's Meyers-Millias-Brown Act representative which officials said referred to labor negotiations.



TWENTY-CASES OF MYSTERY BOTTLES are shown by Terry West, a school maintenance employee. Sun photo by Carolyn Rice

During Fire Reconstruction

Mystery Bottles Found at High School

Workers found 22 cases of glass vacuum jars partially filled with anticoagulant for use in blood transfusions while rebuilding the burned out science wing at Carmel High School, but no one knows how they were to be used.

Superintendent Vance Baldwin said he has no idea why the bottles were enclosed in the space. He did say the mystery room, a space about two feet by five feet, probably was created when a room was added onto the science wing in 1952.

But Baldwin said he hasn't a clue why the 22 cases, which each hold six bottles of the anticoagulant, were stashed there.

The bottles were manufactured by Don Baxter Inc. of Glendale, Calif. The label says "Armed Forces" on it. Each bottle holds 600 cubic centimeters of liquid

and contains a few ounces of sodium citrate, citric acid, dextrose and purified water, according to the labels. These substances were mixed with blood and worked as an anticoagulant for transfusions.

The bottles have a glass pipe in the middle to allow air to fill the bottle as the liquid is drained out of the vacuum.

The bottles have been taken to the district maintenance office, and Baldwin said he plans to check with the American Red Cross to see if it wants any of them for historic interest. Other than that, he said he has no idea for what to do with the find.

Fire caused an estimated \$750,000 damage to the wing of the 50-year-old school June 13, and three former students admitted their role in starting it.

Girl Cited for LSD, Marijuana Possession at High School

Pat Beebe, vice principal at Carmel High School, reported having a girl in custody for possession of one "tab" of LSD valued at \$5 and marijuana, according to the sheriff's department.

The girl was cited and released, a department spokesman said.

School officials would not comment on the incident or on information provided by a student that the girl had recently transferred to the school.

Keith Whipple Killed In Oklahoma Wreck

Keith Whipple, 38, who worked at Mid Valley Fire Department as administrative officer between 1987 and 1992, died last Thursday following an accident on storm-slick Interstate 35 in Oklahoma.

Word reaching the Valley quoted highway patrolmen as saying Whipple was driving on an icy roadway when he lost control of his vehicle and spun across the median strip into oncoming traffic. No details were available about other cars involved in the accident.

Friends here said Whipple had scheduled a visit to the Valley later this month. Whipple was single.

Whipple who had been living in Fairfield, Iowa, had been visiting his brother, Steven Whipple, in Memphis, Tenn., and was on his way to Colorado when the accident occurred.

A spokesman at Mid-Valley Fire Department said a memorial service will be held at the fire station but no date has been set.

Otter Cove Appeal To be Heard Feb. 8

The Board of Supervisors will hear an appeal from a Planning Commission decision approving a controversial 7,625-square-foot home on the oceanfront near Otter Cove at 2:30 p. m. on Feb. 8.

Linda Hanna and Mike Stemler filed the appeal asking supervisors to overturn the commission's 5-4 approval, and the board set the time to hear it at its Tuesday meeting. Others, including the regional park district, said they planned to support the appeal.

Hanna and Stemler said they bought their home about six miles south of Carmel after examination of the Big Sur Land Use Plan which realtors assured them would preclude anyone building on the parcel next to them.

The Planning Department staff and county counsel said they found inconsistencies in the county regulations that apply to the parcel where Wendie and Stephen Ryter, a Minnesota couple, want to build.

The key point in the controversy is whether the two lots which make up the 5.6 acre parcel can be considered as part of the Otter Cove subdivision or whether they are subject to regulations which govern the Big Sur coastline and prohibit building in the viewshed.

The appeal included letters which objected to the permit from the David Loomis, California Coastal Commission assistant director; Former Supervisor Karin Strasser Kauffman, The Ventana Chapter of the Sierra Club; League of Women Voters; Highlands-Bixby Advisory Committee; and Kenneth Gray, a district ecologist for the California Department of Parks.

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White Names Himself and Fischer To New Carmel Parking Committee

By Isabelle Hall

Mayor Ken White named himself and Councilman Bob Fischer, both of whom served on a Sunset parking garage committee in the mid '80s, to a new committee called Parking 2000 to try and find solutions for Carmel's long-standing parking problems.

"There's a little humor in there," White said, wryly noting that, "I hope we can get something done before 2000 one way or another—well before 2000."

The new group will hold an organizational meeting at City Hall at 4 p.m. Jan. 21 to choose a chairman and plan how it will meet the April 1 deadline set by the City Council for a report. White found humor in that date, also. "It's April Fools Day," he laughed.

He named Carl Livingston and Melanie Billig to represent the Planning Commission; Linda Anderson, chair of the Community and Cultural Commission, to represent Sunset Center; Pope Coleman from the community; Don Bowen, new president of the Carmel Business Association, to represent business; and Alan Williams. Williams chaired the Ad Hoc Parking Committee which worked three years to come up with a parking solution plan that was never adopted.

"I think Alan Williams has a tremendous background and there has to be a nexus between the two groups," White said. Williams will be a "reference on the committee as a non-voting member," he explained. The members were chosen after White said he received recommendations from all but one council member.

White said he chose Fischer and himself because they served on the Sunset Parking Garage Committee formed by former Mayor Clint Eastwood. "We both have a clear understanding of what the effects of a parking garage would be. We have a strong background. I also have the three or four Requests for Proposal (RFPs) that were presented to the city on the Sunset project that was never approved."

Williams' committee listed every potential site for a garage or parking lot in its report, including Sunset Center which the council last year recommended for an \$11 million, privately-funded, remodeling project. White said its report "will likely play a key role in the current committee's deliberations."

"There are other solutions like parking lots, and I don't think one garage is going to solve the problem," White said. "We need 200 to 300 parking spaces."

The council voted Dec. 10 at a special parking session to create the committee to launch yet another study of parking in the city after voting to stop an administrative "experiment" to charge tour buses \$10 an hour for parking. The program, begun Sept. 11, caused an uproar in the business community whose representatives crowded City Hall to complain it was driving tourists away.

City Administrator Jere Kersnar said he saw the bus parking as a precursor to a paid parking program for which the council expressed little enthusiasm.

In a memorandum to the council, White said he hoped the name of the new committee "might aid in spurring us on to a true solution to our parking dilemma within the next six years." He said some of the areas to be addressed are:

- The possibility of an assessment district to fund additional parking.
- Review the assistance of outside companies in the management of parking facilities.
- Examine other options to alleviate the parking congestion in the city..

He said he appointed Livingston to the committee because of his active role in parking in San Francisco prior to moving to Carmel in 1990. Livingston served as president of the Sutter-Stockton Garage from 1989 to 1992.

He said he chose Billig, a former mayor of San Luis Obispo, because of her "hands-on experience" there through her

governmental positions, "particularly during the time that parking solutions were accomplished in that city." The mayor said he recently had visited San Luis Obispo and said "one of the garages doesn't look like a garage at all."

Of Anderson, he said, she was very active in the Sunset renovation project, "and, if a garage is seriously proposed for Sunset Center, the two projects should be discussed in order to complement one another."

He said he named Bowen because he "has a long history of dealing with businesses in the city and has a very good understanding of our parking situation."

Coleman, a recent unsuccessful applicant for the Planning Commission, was picked because of his 30 years experience in urban development in Cincinnati before he moved to Carmel.

Yes For Carmel Sets Candidates' Forum March 14

Yes For Carmel announced it will hold Candidates Night 1994 at Carpenter Hall in Sunset Center March 14, and then poll its membership on whether to back any of the candidates running for City Council in the April 12 election.

Sharon Lawrence, spokesperson for the burgeoning group that was founded a year ago under the leadership of Olof Dahlstrand, said it "will not back any candidate until after the forum and then only after the membership has been polled by mail."

Lawrence said the group has several hundred members and, since a letter was sent out a few months ago, "We get more people calling every day. The membership is a nice mixture of age and of newer residents and oldtimers."

Members of the board of directors are Mary Lippitt, Jody LeTowt, Ed Hicks and Mary Ellen Hicks, Lillian Hazdovac and Paula Hazdovac, who is a candidate for City Council.

"Essentially, it's a social group and we have members in every neighborhood in town," Lawrence said. "Some people want us to get more involved in politics but we will keep it non-partisan."

Lawrence said there will be two moderators at the forum which will be held at 7 p.m.

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Voice Surveys Sunset Remodel, Revenue Raising and Parking

The fifth survey of public opinion by the Voice of Carmel went in the mail this week, asking Carmel residents and property owners if they approve a plan to reconstruct Sunset Theater at an estimated cost of \$11 million to be raised from private donations.

The City Council last year spent \$30,000 on a feasibility study for remodeling the theater which is the original auditorium of the city's former school. The result was endorsed enthusiastically by the council and a foundation was formed to begin the fund-raising.

The Voice, a non-partisan group of eight led by President Pat Sippel, said it had asked a similar question in April, 1993, when the proposal was for renovation rather than reconstruction, and the estimated cost was \$3 to \$5 million. The response was 46 percent yes, 40 percent no and 14 percent undecided.

Since then, the Voice said the project "has undergone a dramatic change," including demolishing the present theater and building a new one 16 feet higher than at present.

The survey listed "just a few of the far-reaching questions that have been raised and need to be addressed in full": Does the city propose to submit this project to the Planning Commission process, including full environmental review; what is the estimated increase in usage and attendance; what kind of new events and artists is the new facility likely to attract; and, in view of the low attendance at Sunset Cultural events by residents, is the intent to serve the Carmel community or to become a regional theater?

It also asked if the city could absorb the increased overhead, had neighbors been consulted about the increased size of the theater and traffic, and should the city's "premier facility be altered so drastically and turned

over to a private foundation without a vote of the people."

Other Voice questions asked if people favored assessment districts to raise revenues; favored paid on-street parking in the commercial and residential areas; and favored off-street parking solutions such as a parking structure at Sunset Center.

The Voice said that in an August, 1992, survey, people responded by a vote of 80 percent against the city imposing new taxes to enhance revenues.

It noted that although the idea of paid parking was "at least temporarily shelved by the City Council at its Dec. 9 meeting...it may resurface at any time." Among questions raised was whether Carmel's parking problem requires such a major change in the character of the downtown and adjacent areas and how serious the effect would be on the ability of local businesses to attract both shoppers and employees.

Besides Sippel, other members of the Voice include former Mayor Clint Eastwood, former Councilman Robert Evans, former planning commissioners Olof Dahlstrand, Fred Keeble and Howard Neiman, Jr., former library board member Joseph Chaffers and Alan Williams, chairman of the Ad Hoc Parking Committee which has just been replaced by a new Parking 2000 Committee.

Quake Rattles Area

An earthquake measuring 4.3 on the Richter scale rattled many area residents awake just before 3 a.m. Tuesday, but caused no damage or injuries.

The tremor, centered about five miles north of Watsonville, apparently on the San Andreas Fault, was aftershock of the 1989 Loma Prieta earthquake, the U. S. Geological Survey said.

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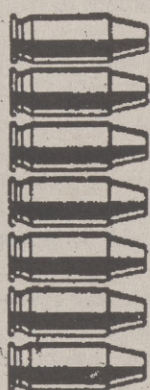
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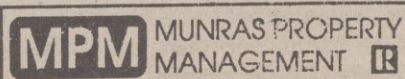
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Trees Come First Says County Spokesman

By Carolyn Rice

Deputy County Counsel Efrén Iglesia told an advisory group studying tree removal regulations in Carmel Highlands that "rightly or wrongly" coastal regulations are weighted in favor of protecting trees over houses, and residents must seek a permit each time they want to cut a tree.

"Everyone admires the forest. We're all of the same mind," said Leland Lewis, a resident of the area south of Carmel covered with an aging Monterey Pine forest. "It's the method to guard the forest which is in question. The county does not have enough manpower to police every tree in our community."

Twenty-four people gathered at the Crossroads Community Room on Jan. 5 to consider possible changes in the regulations. Supervisor Sam Karas, following up on an initiative begun when Karin Strasser Kauffman represented the fifth district, appointed a committee of area residents to examine the policies. Its membership represents factions which want the regulations eased as well as those who defend the present restrictions.

"Hopefully we can get through the meeting without doing damage to each other," Karas joked as he opened the discussion. He said he hopes to report back suggestions to the Board of Supervisors on Feb. 23. Another committee meeting was set for Jan. 20 at 3 p.m. at the Crossroads Community Room.

Bud Carney, a county planner, told The Sun after the meeting the county has received about half a dozen reports of people cutting trees without a permit during the past couple of years.

He said when it receives a report the county staff stops the cutting, and the offender is instructed to get a permit.

He said a \$816 coastal development fee is required for trees to be cut down and a person who cuts without a coastal development permit could be charged double that amount, although to his knowledge no one ever has been.

However, residents can seek a waiver to the \$816 coastal permit. A waiver costs \$100 and can be granted for fire protection or for a diseased or old tree, he said. "There's no way it will be granted to get an ocean view," Carney said.

Homeowners can submit a photo of a dead, dying or intrusive tree, pay the fee and receive the permit to remove it, Carney said.

But Dan Keig, a Carmel Highlands resident, told The Sun it doesn't always work that way. He said he asked the county for permission to cut down a tree which has raised the floor of the Sculpture Gardens office, which he owns. He said the roots of the tree have raised the structure enough to pop tile and ruin plumbing lines. But the Planning Department turned him down, suggesting he raise the foundation of the building, Keig said. He added he intended to sue the county.

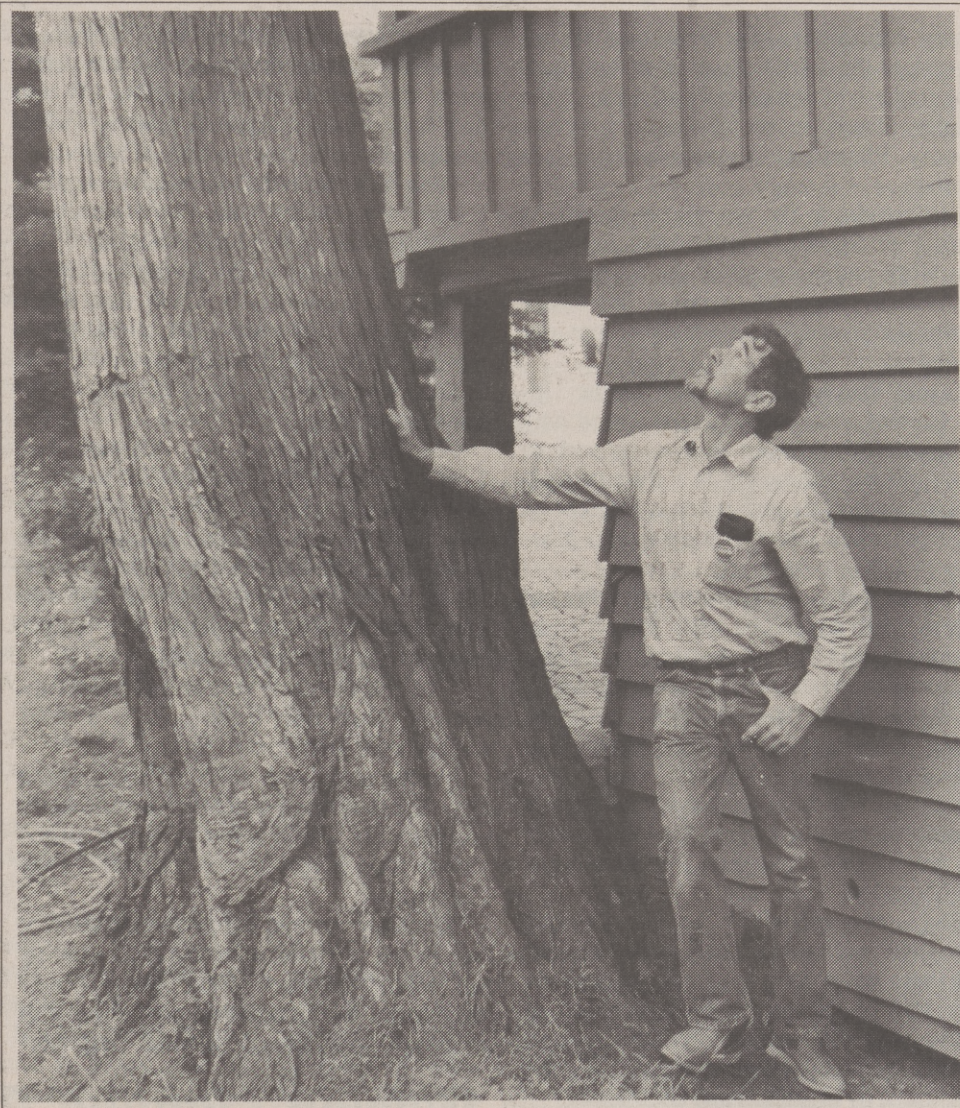
If homeowners are turned down by the county staff they can take their request on to the Planning Commission and, if denied there, on to Board of Supervisors, Iglesia said.

"I don't think that has been pointed out enough. Rightly or wrongly, the emphasis has been on protecting trees. Any time a tree is cut down, you need to contact the county," Iglesia said. "All trees need a permit."

"This law does not recognize this is an urban forest," said Keig. The rules are stacked against houses and people....I don't think county rules should make it impossible for a person to protect himself or his house. I would like to see the county be more reasonable about making choices of self-defense."

Most residents do not know what the tree regulations are and, if they do, they are afraid to approach the county for permits for fear they will be hassled, said some of those attending the meeting. Most objected to the \$100 fee adopted by supervisors last June.

A number of residents complained



DAN KEIG WANTS TO DEFEND his building from this tree.

Sun file photo.

the tree policy in the Carmel Area Land Use Plan should be changed. It presently stipulates that the primary use of forested land in the Carmel area shall be for recreational aesthetic enjoyment and for educational, scientific, watershed and habitat protection activities.

Opponents of the present policy argued that the phrase "residential uses" should be added along with regulations to allow removal of trees which have grown in such a manner as to damage structures or threaten lives. Clearing to protect structures from wildland fires should also be encouraged, proponents of changing the policy argued.

But trees were not without their defenders at the meeting—even dead ones. Paul Ernest, another area resident, said he was concerned about the treatment of "obviously dead trees. Hawks, eagles and owls have an interest in those trees. They don't like trees with leaves," he said. "I'm not real keen about removing all dead trees."

Lewis accused Carney of being part of the problem in keeping people from obtaining permits to cut down trees. "You've caused a good bit of the problem we're trying to solve," he told Carney.

Defending Carney, Karas told Lewis to aim his complaints at him and Tom Perkins, the other county supervisor present at the meeting. "Bud only implements the policies we have adopted," Karas said.

Mary Brewer, a Highlands resident, said people in her neighborhood "pull out small trees right and left. They know if they get to any size it will cost them a lot of money." She asked Carney how the \$100 fee had been set.

Carney said it is based on a \$40 an hour research fee, and it allows for a two-hour trip to the Highlands. Some permits can be approved over the counter at the Planning Department with a photo, he said, but others require extensive staff work beyond the two hours.

Dick Criley, another Highlands resident, said residents find the fee "quite unjustifiable. People will disregard the law and do it anyway (cut trees down) if they have to pay \$100 for a permit."

He said anyone who lives in the Highlands for any length of time will eventually have to deal with an aging tree. He asked for flexibility.

Roy Perkins, a professional forester who lives in the Highlands and the

brother of Supervisor Perkins, said, "It costs people a lot of money to do what should be a simple thing." He suggested the planning staff needs, "a little more authority. I get the feeling they're running a little scared of the Planning Commission."

But Iglesia said, "I don't want to be

apologetic for the staff making people go through all the hoops. That is the nature of the coastal regulations."

He said with the 1976 Coastal Act, Californians decided "it was worthy of more trips to the bureaucracy to protect the coastline."

Homeowners in the area who want to add additions must come up with a forest management plan which describes how the trees being taken out are to be replaced, Carney said. Once a forest management plan is on file, owners can use it if requesting a permit for additional projects, he said. But if the home ownership changes, neither the owner or staff may realize such a plan exists, and additional ones may be required.

Ray Parks, a Carmel architect, said one of his clients paid \$1,200 for a forest management plan to remove one cypress tree. He said sometimes trees right next to someone's house "may take months to cut down. It should be more flexible to remove them."

Carney told him trees under 12 inches in girth could be cut down without a permit, but Parks said, "I've not been able to cut down a tree 12 inches or under without a coastal permit."

Several people noted trees can become a fire hazard. "To charge someone \$100 to eliminate a fire hazard is really improper," said Marc Davidian, a Highlands resident and chairman of the Highlands/Bixby Advisory Committee which screens development projects and makes recommendations to the Planning Commission. "The fee should be eliminated or reduced to \$25."

He also noted if pitch canker, a fatal disease which has been found in pines in Carmel trees, starts killing coastal trees, "I don't think you can expect people to pay \$100 every time a tree dies."

Perkins said he thought the county regulations are too involved, leaving staff unable to interpret them. "This is the problem with—excuse me—all this gobbledygook."



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Consolidation of Advisory Committees Meets Opposition

Continued from front page

scheduled board hearing, leaving them too little time to study it thoroughly.

In his recommendation to the board, Slimmon noted that a study of land use planning in the county in 1987, known as the Kenan Report, had recommended that advisory committees be reduced in number to not more than eight.

Slimmon proposed the committee boundaries should follow eight planning areas in the county, arguing that if the number were reduced, his department could provide a planner to work with the committees for at least one meeting a month. He suggested there was no present need for committees in the South County and Central Salinas Valley planning areas.

"Without staff present at the meetings, there is no opportunity to explain county policies and regulations which apply to the various development projects," Slimmon wrote of the work of the committees. "This can cause confusion and delays."

He also cited the lack of consistency in applying county policies by the various committees and "lack of timely response... to referrals."

The Greater Monterey Peninsula Committee proposed by the county would be made up of 12 members—two from each of the present committees that would be eliminated. Those are Del Monte Forest, Carmel, Aguajito-Hidden Hills, Lower Carmel Valley, Upper Carmel Valley and Highlands-Bixby.

The plan called for the southern two-thirds of the present Highlands-Bixby area—from Mal Paso Creek southward—to join with the Big Sur and South Coast committees to create the Coast Committee. Other committees that Slimmon said should be created were North County, Greater Salinas, Toro and Cachagua.

Technically known as zoning ad-

visory committees, the volunteer groups constitute the initial stage of the planning process in unincorporated areas of the county. Their recommendations to the County Planning Commission are not binding.

Participants in the meeting at the Highlands Fire Station stoutly defended their past work and complained the 12-member committee proposed to cover the entire peninsula would be unwieldy if not unworkable.

Jason Wachs, a member of the Upper Carmel Valley group, questioned why the county would want to do away with so many citizen volunteers at a time of budgetary constraints and when a number of large proposed developments are in planning.

"I think they want to throw the baby out with the bath water," he said. "And it's just to expedite the movement of plans... eliminate any impediment (to their approval)."

Calling them "massive," Wachs cited pending development at Pebble Beach, Rancho San Carlos, Cañada Woods and Monterra. "With crucial issues like this coming up, why would the county want to get rid of the front line... reduce local neighborhoods' influence...?"

The committees have proven unpopular and controversial in some cases, and there have been previous suggestions they should be cut back, eliminated or restricted in their duties. Walter Alsky of Highlands-Bixby acknowledged: "We are hated most by architects and contractors."

Slimmon estimated that it would require 300 hours of planning Department staff time to attend the meetings of consolidated committees in the first year. He proposed that after a year, he would reassess the need for staff time.

Some opponents of the plan questioned how much help it would be to have

planners attend their meetings. They noted that many members had served for years, knew their land use plans intimately and had fairly ready access to planners when needed through a new voice mail system.

They also defended themselves against Slimmon's charge that the committees sometimes didn't respond back to the Planning Department with recommendations quickly enough. Alsky noted that Highlands/Bixby had even held meetings on Sunday so its recommendation could be in Salinas for a Wednesday Planning Commission meeting.

Wachs suggested the Upper and Lower Carmel Valley committees might be consolidated successfully, although he thought it would be difficult. But for the most part, opponents insisted that the areas on the peninsula now served by separate committees were too unique to be lumped together for planning purposes.

"The supervisors would get more appeals," Davidian predicted. "Things wouldn't get worked out in advance."

Beyond that, with such diversity and a heavy workload on a peninsula-wide committee, who would want to serve, asked Vivian Sala of the Lower Carmel Valley Committee?

"Homeowners and their input are the first line in the prevention of (time consuming and costly) disputes," Sala said. She said oftentimes, the first notice people have of proposed development in their neighbor-

hood "is when the signs are posted."

"Or when the bulldozers arrive," interjected Wachs.

The Advisors' Role

The major role of advisory committees is to advise the Planning Commission, zoning administrator and subdivision and minor subdivision committees on "...the concerns and desires of the community and assist in providing comment and recommendations on referred planning matters."

The committees, made up of either five or seven members, typically deal with development applications for discretionary permits such as design approvals, single family dwellings, use permits and zoning variances as well as proposed subdivisions of property.

A 1987 study known as the Kenan Report raised questions about the usefulness of the committees in the planning process, while acknowledging their value as a mechanism for encouraging public participation in the process.

It recommended that their number be reduced to no more than eight, stopping short of recommending their elimination. "...Their complete elimination would be looked upon with grave trepidation by those who have a strong interest in land use matters," the report concluded.

Mission Lighting Plan Opposed Again

An 18-month-old proposal to light the 200-year-old Carmel Mission was opposed Wednesday by the Planning Department as conflicting with the city's General Plan restrictions on exterior lighting for all but safety reasons.

Associate Planner Rick Tooker recommended in a memorandum that the commission once again deny the proposal to replace 10 light fixtures and install 38 new ones to illuminate building walls and landscaped areas of the historic mission which was annexed by Carmel in the 1970's. The commission considered the application at its regular bi-weekly hearing after The Sun had gone to press.

Morgan Flagg of San Francisco Oct. 14, 1992, submitted the \$40,000 lighting proposal as a gift to the mission, one of 21 built by Junipero Serra on a 650-mile route from San Diego to Monterey. He hired Luminae Souter, the firm that did the lighting of the Palace of Fine Arts in San Francisco, to design the mission plan.

Last June 23 the commission voted 3-1—with three members stepping down for various reasons—to deny the lighting plan for the second time, finding it had not been changed from the original proposal.

Tooker found the current application "varies little from the original concept" and does not appear to comply with the General Plan or the Residential Design Guidelines. He cited the city policy which states: "Limit exterior lighting to prevent glare and preserve the traditional low levels of illumination during hours of darkness." Tooker also referred to the 1991 Design Guidelines which state that "the number, location and intensity of exterior lights should be the minimal wattage necessary for safety" as well as discouraging any landscape up-lighting or architectural lighting.

Since the commission denied the plan, its membership has changed. Vice chairman Ed Jordan who opposed the plan and Commissioner Lindsay Hanna who favored a compromise have both been replaced.



CHRISTMAS TREES LINED RIO ROAD this week waiting to be mulched and chipped by the Carmel Forest and Beach Department. More than 250 trees were handled last week, according to City Forester Gary Kelly, who said the mulch will be recycled throughout the city in coming weeks.

Sun photo by Isabelle Hall

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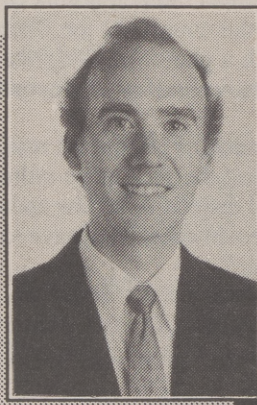
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Advisory Group Vetoes Condom Machines at CHS

By Carolyn Rice

Saying no to a student request to install condom machines in Carmel High restrooms, the school district's health advisory committee voted Monday night to ask the school board to explore other ways to make them available to students.

Suggestions included having a health professional distribute them at the school or to approach the City of Carmel with a request for it to install condom machines in its public restrooms.

The action came after several motions were made and failed and others were made and withdrawn during an emotional three-and-one-half hour meeting. About two dozen high school students and 10 or so adults who were not committee members attended.

The health advisory committee had been asked by the school board to make a recommendation on the Associated Student Body's request that it be allowed to install condom machines in the high school.

At the meeting, school officials announced the district will soon survey parents of high school students on the issue.

Most of the students who spoke told the health committee many students in high school have sex.

"The real issue is we have a group of students who are concerned. They want to help their fellow students," said James Genone, a CHS senior.

He predicted if machines were installed, "I bet it will be at least a dozen lives saved because a lot of kids are having sex."

Nellie Thorngate-Keel, another senior, said, "There's a high risk factor here," citing AIDS, sexually transmitted diseases and pregnancy. "We're trying to take responsibility here."

A number of adults at the meeting advised students to abstain from sex. "Smile and smirk if you want, but abstinence is the answer," said a parent, Bard Sherman, during a lengthy, highly-charged appeal which was finally cut off by Janell Malek, school health specialist, who moderated the meeting.

Lea Duarte, a freshman, said students

know abstinence is the only way to be 100 percent safe. "Even though they teach that, people don't choose it," she said.

Malek advised the committee not to recommend installing the machines. "The theory I hear, 'Kids are going to do it anyway, so help us,' has some flaws," she said. Adults must not be intimidated from standing up and saying, "You know, this isn't the time for it," she said.

Students have access to condoms in other places, she said. Educational institutions should be teaching that delaying gratification is basic to getting anywhere in our society, she said.

Malek noted a recent New York state court ruling prohibiting distribution of condoms in Staten Island schools on grounds parents had not approved it in advance. The court sided with parents, saying condom distribution is not health education but a health service program and therefore required parental consent under state law.

Malek said 90 percent of the schools which have elected to distribute condoms have been sued.

Several adults said they didn't feel a school district with limited funds should take an action which might open it up to a lawsuit.

"I do not want to get sued," said Frank Penney, a school board member. "I don't think it's a solution valid enough to risk getting sued."

Malek said when reviewing the condom issue she had to evaluate the "immediacy of the risk." County statistics show "heterosexual transmission of AIDS is exceedingly low," she said.

She reviewed the county health department's statistics on AIDS and noted only 14 of the 400 cases diagnosed in the county since 1980 had been transmitted heterosexually.

From 1981 to November of 1993, AIDS deaths have totaled 229 in Monterey County.

Fifty-one of the AIDS patients lived within the school district at the time of their diagnosis with 2 in Big Sur, 37 in Carmel and 12 in Carmel Valley.

Livingston Joins CVPOA Fight

Continued from front page

for the unincorporated Valley.

Williams said he really didn't understand Greenwood's challenge, saying even if he prevailed against Ferguson, it wouldn't change the balance of power on the board.

But he expressed fears that the open fight "is damaging the reputation of CVPOA. I suspect we'll lose some members."

Williams also defended the role of CVPOA as a watchdog over development in the Valley, saying "nothing has been slipping through." Greenwood has said he wants CVPOA to be a more aggressive environmental watchdog.

While Greenwood challenged Ferguson, saying his philosophy was the farthest from his among board members, the more middle of the road policies of the

CVPOA were seen as the real target.

"I guess it's just the no-growth group," Williams said. He cited the 36 CVPOA members who signed a petition placing Greenwood on the ballot against Ferguson.

Williams suggested Livingston's calls were part of a "well-orchestrated campaign," and Ferguson agreed. "There seems to be a lot of telephoning going on."

Ferguson also defended himself, saying he also felt he was an environmentalist and tried to protect "the things in Carmel Valley that people moved here for."

But he said some members wanted CVPOA to "go too far" in protecting the environment. He said he also wanted to see the organization "look out for property owners' rights."

At the time they were diagnosed with AIDS, five of the patients were under age 13, one was a teenager, and 57 were between ages 20 and 29. The bulk of the victims have been in older age groups.

But Nancy Porteous Thomas, a committee member, noted county statistics do not account for people who may be HIV positive but have not yet been diagnosed with AIDS.

Malek said the local blood bank had told her no students in school blood drives have been found to be HIV positive in any school in the county.

She also cited research which showed no relationship between providing condoms at school and reducing the amount of unprotected sex.

Principal Marie Ishida of Carmel High said she thought it was important to poll parents on the issue. She also thought it would be worthwhile to poll students. "In a confidential poll, more students might say they don't want the machines," she said.

Ishida described the issue, as "a real hard one for me." She said initially she would have favored installation of the machines just for safety. But after hearing the discussion at the meetings, she has decided it is a family matter.

But Ishida asked, "What do we do from now until the time we change kids' behavior?" She noted the school by law is required to teach abstinence as the desired behavior.

"The students are not just talking about AIDS," she said, noting other sexual diseases and pregnancies were also part of the issue. "Very few girls carry a child to term because they are getting abortions," she said.

"You can't teach abstinence and put condom machines in the bathrooms," said parent Rick Harper. "The message is loud and clear."

"If having condoms in restrooms prevented one student pregnancy or one case of AIDS, wouldn't it be worth it?" asked Drew Teti, a senior at the school. He said he personally believed if students feel mature enough to have sex, they should be able to go buy condoms. "But the problem is students are intimidated about buying condoms in a store," he said.

School psychologist Marvin Biasotti said teens who are sexually active should use a condom, but said he learned from the drug-alcohol issue last fall "it's easy for the school to infringe on parent's rights." A large group of high school parents turned out for a forum last October to protest a proposed school policy on drug and alcohol use by students, some complaining the school was putting itself in the parents' role.

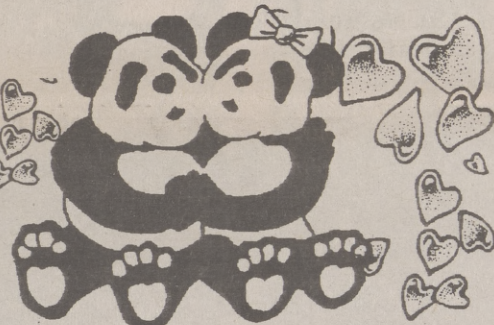
Biasotti said if the school provided condoms there would need to be a way for parents who did not want their children to receive them to opt out. He said he would like to have a clear mandate of support from parents before the school district became involved in any type of condom distribution program.

Some who attended the meeting suggested the board might look into providing condoms through a health specialist at the high school to students who have parental permission.

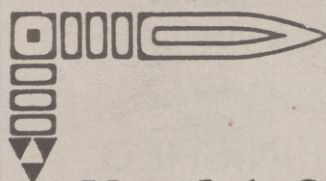
Aubrey Zerbe, a parent, said if the school district is unable to provide condoms, she would like to see students take it upon themselves to distribute them.

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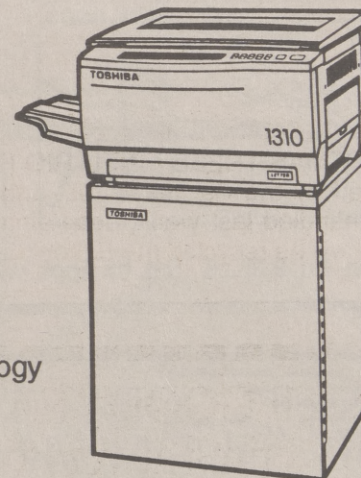
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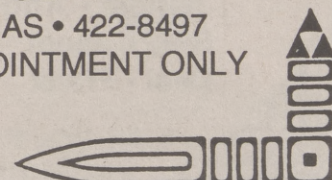
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Gala Village Affair Will Offer Dazzling Prizes to He



LESLIE VOSS, chair of the Carmel Valley Village Improvement Committee (CVVIC), visited with Maurice and Rickey Wolfe at the 1993 Village Affair, above. Among the chefs auctioned off last year were Pierre and Wanda Coutou of Thai Bistro, below.



For the fifth year in a row, the Carmel Valley Village Improvement Committee (CVVIC) will pull out all the stops Monday night for a gala fundraiser that has raised more than \$100,000 for construction of pedestrian pathways in the unincorporated area.

The annual Village Affair, always held on the night of Martin Luther King's Birthday at Los Laureles Lodge, has become the premier party of the year in the Valley. Owners Noel and Gordon Hentschel, who also own Stonepine, annually donate the historic lodge on Carmel Valley Road for the event where two tents will be erected.

Singing Sheriff Pat Duval and Kathleen Tarp will entertain the pre-auction crowd accompanied by Steve Tosh. A huge, new 5,000-square foot tent will enable the silent auction and food and wine to be presented under one roof. Tickets are \$25 per person for the party which will be held from 5:30 to 8:30 p.m.

Eighteen local chefs will offer a succulent array of foods to go with the wines from seven Valley wineries, all of it donated. Mid Valley Safeway and Seltzer Sisters will offer non-alcoholic beverages and, for the first time, there will be free limousine rides home for anyone who needs it.

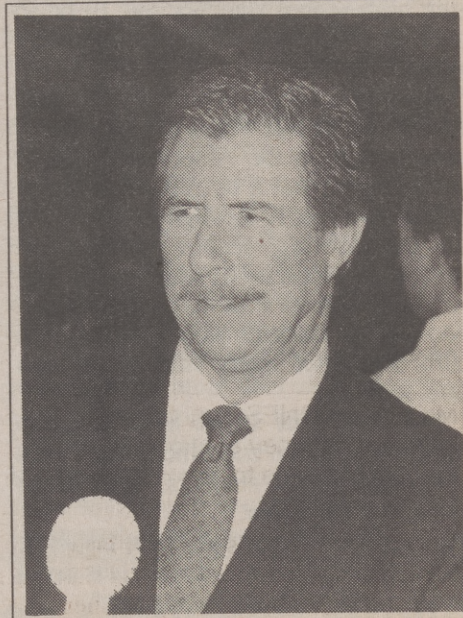
Your Maitre D'Limousine Service of Carmel is donating two chauffeur-driven limousines. CVVIC organizer Glenn Gurries of Robles del Rio Lodge, said, "That really shows responsibility on the part of CVVIC. That's a new dimension." Owner Hans Munck says he has a fleet of new Cadillacs and Lincolns all equipped with a bar, tv, stereo, VCR, CD and cellular phone and will drive people as far as Carmel or Monterey.

The gourmet treats will range from Will's Fargo's traditional prime rib open-face sandwiches to polenta with mild mushrooms from Jon Kasky's Oak Deli/Bird of Paradise Catering, hot wings, rock shrimp pasta and barbecued pork ribs from the Running Iron, crispy noodles and chicken saté from the King and I and stuffed mushrooms, meatballs and ravioli from Graciella's.

Chefs from Bon Appetit, The Iron Kettle, Kate's, A Moveable Feast, Plaza Linda, The Ridge, River Rock Café and Deli, Stonepine Estate Resort, Sweet Retreat Café and Bakery, Taqueria del Valle, Thai Bistro and The anderbilt House at Los Laureles Lodge also will provide their specialties.

The seven wineries are Bernardus, Chateau Julien, Domaine de Clarck, Durney Vineyard, Georgis Winery, Joullian and Talbott Vineyards.

Under the hand of auctioneer Alan Drew, 19 items will be put up for bids. They in-



PETER COAKLEY is chairman of The Village Affair

clude an overnight stay for two plus dinner and a carriage ride at Stonepine; two nights for two at The Westin St. Francis Hotel in San Francisco, Ventana Big Sur, L'Auberge de Sedona in Sedona, Ariz., including airfare; one night for three couples in three fireplace rooms plus breakfast at Valley Lodge and dinner at Will's Fargo; three nights at Pinecrest Chalet plus skiing for four adults and four children at Dodge Ridge; one week in a golf villa in Kapalua, Maui, Hawaii, plus airfare; five nights for two in a La Paz, Mexico, timeshare; and six nights for two in a Park City, Utah, condominium, including airfare and lift tickets.

Four chefs will be auctioned off to prepare dinners at the home of the winning bidder: Alex Giannuzzi of Bon Appetit,

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MICHAEL JONES of A Moveable Feast and Singing Sheriff Pat Duval wait to see how much money auctioneer David Armanasco can get for the chef. Proceeds of the fundraiser go to pay for pedestrian pathways through Carmel Valley Village.

Katy Curry of Kate's in the Village, Jeffrey Thompson of Jeffrey's Grill and Catering at Mid Valley and Michael Jones of A Moveable Feast.

Rancho San Carlos will offer dinner for 10 at the Grand Hacienda prepared by chef Wendy Brodie while a group of 10 also will be hosted at the Bernardus Vineyard followed by a private luncheon.

So many major prizes were donated, Gurries said several were included in the list of items on the silent auction list such as a night for two at The Meridian Hotel at Coronado Island in San Diego, two nights

for two plus dinner at The Dunes at Spanish Bay and one night plus dinner at Highlands Inn and at La Playa Hotel and its Terrace Grill while Channel Islands Hotel Properties offer a choice of three nights in either Calabasas, Camarillo, Port Hueneme, Ventura or Solvang, to name just a few of the 158 items. There also will be paintings, dinners, books, clothing, jewelry, wine and many other items.

Tickets are available at Carmel Valley Market, Los Laureles Lodge, Carmel Valley Business Services, Valley Lodge, The Sun, Mailboxes, Etc.—Mid Valley and First National Bank at Carmel Rancho.



CROWDS FILLED THE tent for the live auction at the 1993 Village Affair.



NOEL HENTSCHEL and her husband, Gordon, annually donate Los Laureles Lodge for the gala Village Affair. She is pictured above outside the Stonepine Resort which they also own and which also contributes to the fundraiser.



LOS LAURELES LODGE is the site of the 1994 Village Affair which will be held Monday night from 5:30 to 8:30 p.m.

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TROWEL & HOE

BY MARK EATON

Several years ago Congress proclaimed the rose the national flower of the United States. Official recognition seemed unnecessary; the rose has been the unofficial favorite of American gardeners for a long time. Prior to the advent of hybrid roses, early settlers grew native American species in gardens for a great many decades. Today roses have a special place in our gardens, our homes, in celebrations and important events from weddings and holidays to the Rose Bowl.

Virtually all who call themselves rose gardener has raised at least a few roses. Many, bitten by the bug, have gone into it in a big way. Others, discouraged by a negative experience, have dropped rose growing like a hot rock. It is unfortunate that some have given up on rose growing due to a bad experience and think of roses as "finicky." Chances are that person was not given proper guidance in getting started.

The first thing to remember about rose growing is the six hours of sun rule. Roses generally require six hours a day of direct sun. It doesn't really matter if it is morning, afternoon or even continuous sun. Just make sure there is six hours of exposure. Ample organic matter incorporated into a good-sized hole, regular water and fertilizer and an observant eye toward disease and insect prevention are the keys.

Roses are really pretty easy to grow. The average American, typically spending most of their waking hours in a hurry, doesn't have the time or the spare energy to put a huge amount of effort into rose growing. If roses were not forgiving of mistakes and as finicky as some think, the crop of millions of commercially grown rose bushes would not exist from year to year.

Improper guidance can turn people off to rose growing. I'll give you an example. Say you want to start your collection with a nice red hybrid tea rose for a sunny corner. But you work long hours at your job and you are not the type of person who is willing to do much in the way of spraying for disease control. You go over to chat with a neighbor who has a fair amount of roses in their garden. You ask, "What's a great red rose, and of course I want it to be very fragrant."

A good answer would be the variety, 'Mr. Lincoln,' dark red, exquisitely formed blooms, heavy old rose type fragrance. One problem. 'Mr. Lincoln,' despite its virtues, is fairly susceptible to powdery mildew, especially in gardens on the coast. That doesn't keep me from growing it. But if you're not willing to put the energy into spraying, you probably shouldn't choose this rose. I would recommend either 'Olympiad' or 'Ingrid Bergman' as the two great modern red roses with long stems suitable for cutting. Both are very disease resistant, but neither has much in the way of fragrance. So you will have to compromise a bit and sacrifice fragrance but still have a very satisfying experience in rose gardening.

This is the key to the whole subject. Proper selection of varieties for your location will make or break your rose garden. Because of the prevalent summer fog, roses of 40 or more petals should be avoided in coastal gardens. The high petal count types have a tendency to "ball up" and fail to open in these conditions. Roses containing 25 to 35 petals or less are the optimum for coastal gardens. Rose catalogs, be it mail order or at the local nursery will list the petal count of each variety.

We take roses pretty seriously at our nursery. The total number of varieties including bushes, climbers and trees numbers in excess of 200 this time of year. This is the only time of year when a nursery can carry such a large selection. The diversity is simply not there later in the year when one purchases canned roses from large wholesale shrub growers. So, if you want to add some roses to your garden, now through late February is the best time to make your choices. Happy rose gardening!

Mark Eaton is one of the proprietors of Begonia Gardens in Carmel Valley

Vista Lobos Meeting Room Will Be Closed For Remodel Project

J.O.'s Lumberyard Room at Vista Lobos, the meeting place for the Carmel Residents Association and the Northeast Neighbors Association, will be closed during February for remodeling, City Administrator Jere Kersnar announced.

Kersnar said Building Official Tim Meroney was coordinating the remodeling project with Alan Williams, owner of Carmel Development Co., who will donate the labor to bring the room up to compliance with the Americans with Disabilities Act and modify the storage room.

The city will spend \$5,000 from its fiscal year 1993-94 capital spending budget for the project. "Mr. Williams' generous offer will allow us to leverage city dollars into a much more substantial renovation project," Kersnar said.

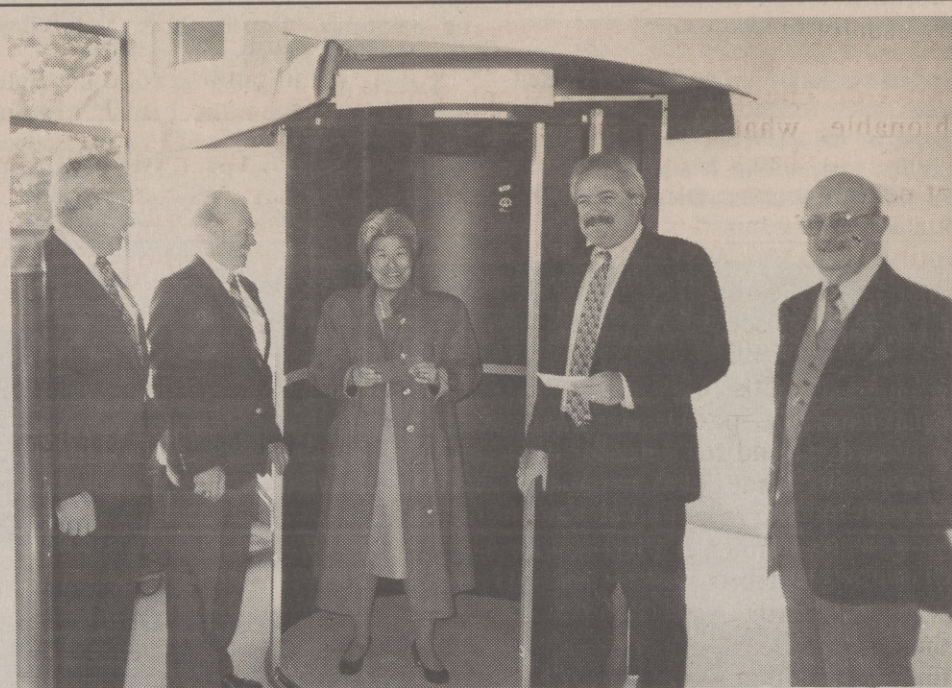
The move to upgrade the room stemmed from discussions at Mayor Ken White's private breakfast meetings. Kersnar said the city had worked closely with the two residents groups "and they have indicated continuing interest in pursuing further renovations." Vista Lobos is the home of the Recreation Department and the responsibility of the Recreation Commission.

Big Sur Session Set

Rep. Sam Farr, D-Carmel, will chair the regular monthly meeting of the Big Sur Multi-Agency Advisory Council Friday, Jan. 14, at 10:30 a.m. at the Multi-Agency Facility in Big Sur.



ROSES FORM A STATELY FEATURE of the garden when planted in front of a wall or other existing structure.
Photo courtesy Roses of America



TWO GROUPS FROM THE COMMUNITY have given money to Carmel High School to help replace science and photography equipment destroyed by a fire started by vandals in June. The Carmel office of Prudential Securities, donated \$5,000 to show its support of the school, said Edward T. Christiansen, branch manager. The Carmel Lodge 680, Free and Accepted Masons, gave \$1,375 to the school. Masons on hand for the presentation were Gene Bassett and Bob Young. Carmel High principal, Marie Ishida, stands in a new revolving door which prevents light from entering the darkroom and also allows wheelchair access. At right are Charles Pearson, a Mason, and Gary Gray, school board president. Sun photo by Carolyn Rice

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OUT AND ABOUT

BY STAN HALL

Knowing I worked for General Motors for 15 years, a young woman who was visiting us not too long ago asked me about the value of air bags as safety devices in automobiles.

A onetime nursing colleague of our daughter, Cathy, our visitor was doing more more than just trying to be pleasant to find something to talk to me about. She is working toward her Ph. D in nursing at the University of California at San Francisco.

When I told her I thought air bags could provide extra life-saving protection to vehicle occupants, especially in high-speed, head-on crashes, she asked why it had taken car-makers so long to install them.

As times change, so does what's fashionable, acceptable and saleable.

I surprised her when I told her that General Motors had built the world's first air bag-equipped production cars in 1973 and had offered air bags as options in Oldsmobiles, Buicks and Cadillacs for several years after that before dropping them.

She couldn't understand why GM would give up on them after having developed them ahead of everyone else, especially considering how all the automakers are now making such a big fuss about having them in their cars—and some trucks, too.

"Times change." That simple saying, one of my late grandmother's favorites, popped immediately into my mind. A simple woman, my grandmother had a number of such homilies. They usually seemed appropriate when I was a boy, and, interestingly, many of them still do.

Times do change, and with them, what's fashionable, what's acceptable and what's saleable also changes. Public sentiment is like a giant pendulum, swinging from one position to another—slowly but inexorably.

Until the last few years, the common wisdom in Detroit was "safety doesn't sell." Fairly compelling evidence seemed to back up that feeling, too. The phrase initially grew out of Ford's failure in the late '50s to sell cars on the basis of safety features—padded dashes, deep-dish steering wheels and standard seat belts. With the public mood at that time, Ford's cars with their safety features were no match for GM's zippy styling and performance.

GM's initial efforts with air bags also failed, mainly because the public simply wasn't ready for them yet. At least, that's my view. Critics like Ralph Nader said at the time it was because GM didn't try hard enough to sell them, priced them too high or only made them available on its more expensive lines.

The air-bags GM offered in the mid-'70s were about a \$600 extra-cost option, as I recall. The corporation decided to put them on higher priced cars, thinking that more affluent buyers would find the extra cost more acceptable. It's a commonly used strategy in the auto industry to introduce something new on a small scale, trying to get enough cars in the field to validate your designs without incurring enormous liability if

things don't work.

It turned out that GM's cars equipped with air bags not only failed to fetch the higher price, they often had to be deeply discounted by dealers lest they sit all year on their lot. People were not interested in an extra measure of safety at that point; they were also afraid the air bag itself might harm them when it went off.

The result was that GM, which had tooled up to produce at least 270,000 air bag-equipped cars a year at a cost of several hundred million dollars, only sold around 100,000 cars with the option in the three years it was available. When it came time to redesign those models which had air bags, GM simply decided not to spend the

money to do it again, given their lack of acceptance in the marketplace.

What our young friend probably didn't remember is that the mid-'70s was before the pendulum swung and Americans became concerned about their personal well-being. That swing was marked by preoccupation with proper diet, giving up smoking, eating less fat and getting enough exercise.

If you are going to worry about those things—which might help kill you over 30, 40 or even 50 years—you surely would be interested in a device that might help you from being killed instantly in a serious auto crash. In hindsight, we know now that people did, indeed, subsequently come to support air bags, mandatory seat belt use, tougher drunk driving laws and so on. But the public mood changes so slowly and with so little notice, it's hard to pinpoint it exactly.

In the mid-'80s, several of us working at what was then the Buick-Oldsmobile-Cadillac Group tried our best to convince GM's brass and the car divisions' advertising agencies that people were ready to respond to advertising extolling the safety advantages of GM cars.

About the only evidence we had to support our idea was our own intuition and some anecdotal material from the Buick wholesale organization in California. I still believe that would have been the opportune time to begin telling potential customers about GM's significant contributions to auto safety.

However, we were totally rebuffed. The old idea that "safety doesn't sell" still was too strong. Anyway, the auto industry has always been leery about talking about safety; the down side of any safety message still is that these machines can injure or kill you.

My reaction when we were rebuffed was to re-

call what Mark Twain had said about not getting more out of an experience than was really in it. He cited the case of a cat which sat on a hot stove lid; it would never sit on another one—or a cool lid, either.

Government pressure and regulation certainly were instrumental in getting automakers to install air bags, but I still believe they would have failed in the marketplace if public sentiment had not changed. Now, at least according to a recent story in the New York Times, some evidence is appearing that American public sentiment is changing again. Americans may be growing weary of watching their diet, not smoking and getting their exercise.

The Times suggested that at least some people are now saying, "What the heck? I've been eating right, not smoking and getting all this exercise and nothing is happening. Maybe I might as well live it up a little."

Even if public sentiment is moving away from personal health and safety concerns, I believe air bags have taken their place permanently with other accepted auto safety features. They certainly do add to cost, but their advantage is drivers can forget about them until they're needed.

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MORE LETTERS

Support Sought for Valley Little League

I would like to take this opportunity to introduce myself as this year's president of Carmel Valley Little League. I feel fortunate to be a part of this great organization, along with the rest of the board, who are: Bob Allen, vice president; Norene Seeders, secretary; Wendy Thomas, treasurer; Jeff Wood, player agent and commissioner; Pam Priano, equipment, facility and snack bar manager; Jim Saxton, T-ball Commissioner; and Gary Pennington, field manager. We all look forward to serving the Little League Community. Opening day is around the corner, April 16.

In the past, people assumed that "things just got done." Well, unfortunately, it is not that simple. As a member of the board last year, I realized that so many people had no idea of what was needed to make Little League operate. I would like invite all those people interested in supporting Little League and our Carmel Valley Youth to call me at 659-3548, or attend a Little League board meeting. Meetings are held the second Wednesday of each month at 6 p. m. at the Ball Park on Paso Hondo in the board room. With the help of our community, sponsors, parents and volunteers, we can make this one of our best years.

Come down and enjoy a game, whether or not you have children or grandchildren. We serve great hot dogs and hamburgers in our snack bar (among other things).

Michael Thatcher
Carmel Valley

Valley Future at Stake in Election

I strongly support the candidacy of Robert Greenwood for the CVPOA vice presidency as well as the slate of officers he has recommended. Mr. Greenwood is an eminently reasonable community leader, well-known for his willingness to listen and negotiate when appropriate. He stands firm when necessary on issues of importance to the community and has given unstintingly in time and effort for all of us.

Please vote for Bob Greenwood, et al. The future of the Valley depends on this.

Victoria T. Andrews
Carmel Valley

Divisiveness the Order of the Day?

I am surprised to see that Mr. Robert Greenwood is challenging Mr. George Ferguson for the vice presidency of Carmel Valley Property Owners Association. Perhaps this is a sign of the times, that all hell is about to break loose and divisiveness is the order of the day. It appears that when we are not busy surviving and working our butts off, we create dissension in order to foment trouble among our fellow citizens.

The pluses and minuses of the CVPOA over the years do not mean that proper procedures should not be followed. Mr. Greenwood is known for his environmental position on the peninsula. But nobody has informed him that others who are also environmentalists just do not get carried away with fantastic dedication at the expense of private land owners and the public welfare in general.

There comes a time when we should back off in espousing our philosophies and ask ourselves "are we hurting part of our community?" I've spoken on the Hatton Canyon issue, and I have come to the conclusion that one way or the other, it is not a matter of life or death whether it is built or not. Twenty years from now, the next generation will live with the decision made about the freeway. I do know we have a problem, and that it has cost much more than it should have. In great part, this is due to blind-sided dedication to the "environment" and has polarized otherwise nice people, and common sense is lost in the process.

I'm disappointed in Fran Farina's support for Mr. Green-

wood, but maybe I shouldn't be. Her early challenge for the chairmanship of the Monterey Peninsula Water Management District puts her in an undesirable position for future political desires on her part. I love this peninsula, too, but I believe my position over the years is one of the reasons she is able to live in Carmel Valley. Is there anything wrong with my philosophy of "live and let-live?" There must be room here for people who are not well-heeled and would like to raise their families in Carmel Valley.

Dr. Joe Noto
Carmel Valley

Supports the Freedom to Ride

I am speaking from personal experience and historical fact in saying the first hikers in the Carmel Valley were the Indians. They used primarily the proposed Carmel River Trail up and down the Valley in pursuit of game and fish. In later years, the white man arrived with his horses thus developing further trails up and down the Valley and connecting with stage lines to Monterey, Salinas, Sacramento, and later to the railroad linking the West Coast with the East Coast. This is all documented history.

In 1976, a few brave souls rode on horseback across the United States of America on networks of hot black tar. There were only a few "dedicated" trails left that could be used in a cross country horse race. There were dedicated trails such as the Western States Trail that crosses the Sierra Nevada Mountains from Carson City to Sacramento, but even the historic Pony Express Trail now crosses "private" land and in many areas has been paved over.

As a competitor in the Great American Horse Race, the longest horserace in history, we were forced to ride across our land on the shoulders of paved roads kicking beer cans and whiskey bottles the entire journey.

This country has been divided into sections with the general belief that "Now that I am here, and own my own two acres, I don't want you on my land." There has been little regard for the generations to follow. The only "sane" way for travel has become by machine. The horse has totally been forgotten.

In less than 100 years since the first machines appeared on the central coast, the country has been chopped to pieces by networks of hot black tar and invisible pathways in the sky.

Personally, I would like my daughter and someday her children and their children to ride or hike in safety across the mountains to the sea without the danger of traveling down Carmel Valley Road. Her great-grandfather, one of the first pioneers in this area, dedicated easements through all his developments to insure this right.

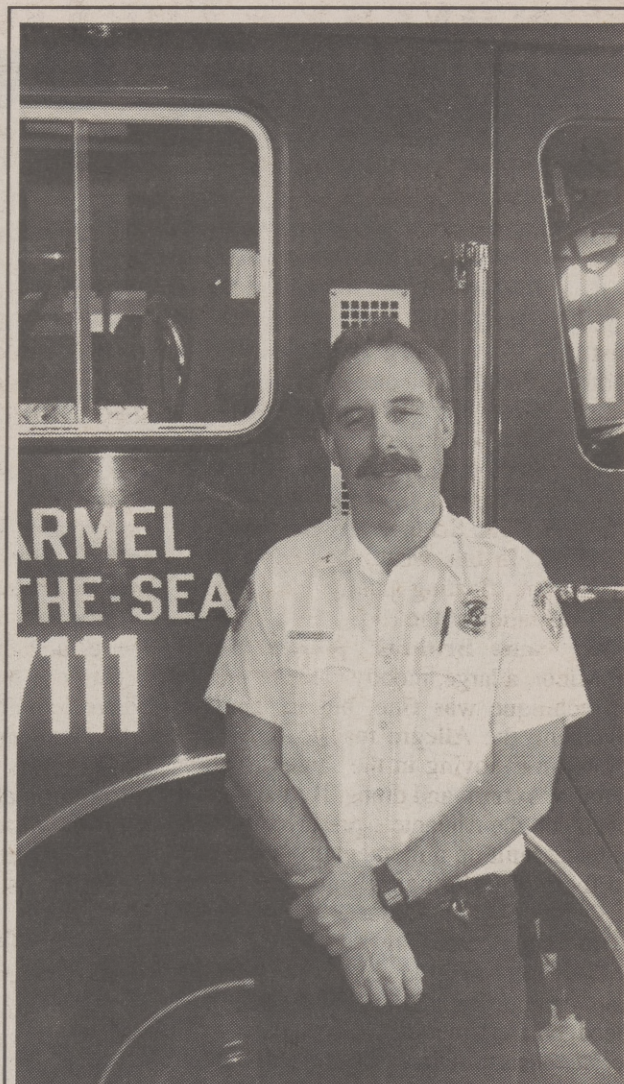
Our dream in 1976 was to ride from Sea to Shining Sea in Freedom. That dream failed in Sacramento as that was as far as we could go in safety without hitting major traffic in the bay area.

It is time to wake up and not only consider our land rights at this time, but consider the future. If a Carmel Valley Trail is not considered at this time, then when? We will become as the Eastern states, totally land-locked on our "two acres" with nowhere to go.

As a community, are we prepared to sit back and argue amongst ourselves while the government again takes away just one more freedom?

Running Deer
Buck Mountain, Carmel Valley

Send your letters to the *Sun*, P. O. Box 931, Carmel Valley, 93924-0931 or FAX them to 659-5774. They must be signed and include a telephone number. Please keep them as short as you can and still make your point.



SHIFT SUPERVISOR BRUCE MEYER of the Carmel Fire Department has been selected career firefighter of the year by the Monterey County Fire Chief's Association. A veteran of 21 years with the department, he will be honored at a dinner at Rancho Cañada on Jan. 29. Meyer, 38, initially joined the department in a student program. At the dinner, Hampton Stewart, a California Department of Forestry firefighter who is a reserve Carmel policeman, will be honored as the support person of the year and Joe Pagnella of Pacific Grove as volunteer of the year. *Sun Photo by Stan Hall*

Richard J. Stokes Dies

Memorial services will be held at Carmel Presbyterian Church on Jan. 16 for Richard J. Stokes of Yankee Point, a professional land use planner who continued to serve as a volunteer in the field after his retirement to Carmel some 15 years ago.

Stokes, 79, died at Community Hospital on Jan. 4.

A native of Ohio, he worked as a planner in Riverside County for 25 years. Prior to that he served in the Army during World War II and the Air Force in Korea and worked for the Smithsonian Institution in Washington. While with the Smithsonian, he was in charge of the War Department exhibit at the San Francisco International Exposition on Treasure Island in 1939.

Stokes was a volunteer on the citizens' advisory committee which drafted the Carmel Land Use Plan and was a longtime member of the Highlands-Bixby Advisory Committee.

Survivors include his widow, Marcella, and a brother, Alfred, of Ojai.

The memorial services will be at 2 p.m., and the family suggested any memorial contributions be sent to the Big Sur Land Trust or Friends of the Sea Otter.

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DISCOVERY — THE LIVELY ARTS

By Janey Bennett

Pianist Has a Floating Quality

Sunday afternoon's performance by pianist Panayis Lyras was considerably better than just okay, but it was overshadowed by the memory of the two young pianists who preceded him in the 1993-94 Keyboard Artist Series.

Both Awadagin Pratt and Simone Pedroni gave dazzling performances in Sunset Center. Lyras' performance was skilled, respectful and more than adequate, but it was not in their league.

He began with Schumann's Arabesque in C, Op. 18. In this work his performance had a distant, floating quality and an interesting hesitation at the end.

Next came Brahms' Sonata No. 3 in F Minor, a large, moody piece of music. His technique was fine, but in the first movement, the Allegro maestoso, his energy wasn't moving in the same direction as Brahms' sturm and drang. By the second movement, the Andante espressivo, the performance built up a momentum which carried the music through a spirited Scherzo and then through dark musical colors in the Intermezzo to its conclusion.

After intermission Lyras performed Chopin's Four Ballades, musical old friends indeed, but here met in a ponderous appearance. A pleasant encore by Ravel, Piece in the Form of an Habanera, rounded out the performance. The recital was heavy going in spots, a bit like ballet dancers struggling against stiff boots. I wish I'd liked it more.

Candlelight Concert Was Joyous

I cannot remember the last time I witnessed such a joyous chamber music concert as Tuesday night's Chamber Music In Colton Hall concert. Imagine the scene: the music: all Mozart; the room: lit by candles; the instruments: a fortepiano which was a replica of a J.L. Dulken instrument from 1795 and a violin from 1670 by Jacob Stainer; and the musicians: Katie Clare Mazzeo and Elizabeth Gaver. These instruments, in the hands of these musicians, had a freshness and vitality about them which was astonishing.

After one has a few disappointing experiences, one learns that performances on historic musical instruments frequently sound furry and dead, the musical equivalent of ink drawings on blotter paper.

But it need not be so: The gut strings on Gaver's violin made sounds not sharply brilliant like those of modern steel strings, but they had a bite and a substance that invited the listener to lean into the sound. The fortepiano combined delicacy with the flexibility of dynamics and, above all, with clarity. The two instruments in this well chosen program—this Mozart chap shows real promise I think—interacted in an acrobatic, loving manner.

Performance gremlins tried to curse the evening—flying light fixtures and such—but they did nothing to dim the pleasure of the event. Even the loss of the light on the violin music stand was not a problem. The final piece of music was illuminated by candlelight.

The evening began with the Sonata in A major, K. 305, followed by the Sonata in C major, K. 296. The second movement of this work opposed the violin's slow notes without vibrato to the more active voice of the fortepiano. The effect was that the vio-

lin sounded like an organ. What a richness of tone this was, difficult to imagine on bright-toned, modern instruments! The first half concluded with the splendid Sonata in A major, K. 402.

The Rondo in A minor K. 511 for fortepiano began the second portion of the concert which concluded with the Sonata in D major, K. 306 for both instruments.

It was a nice idea to hear one composition with the only fortepiano, to realize the scope of the instrument. Each piece of music seemed larger and more wonderful than the preceding one.

I was told that those sitting in the rear of the rectangular hall had a muddier acoustic experience than those of us in front. From where I sat, this was the most vital, well-articulated Mozart I can remember. The experience was the sum of all these elements: the combination of the lovely hall for acoustic intimacy, a pair of brilliantly balanced instruments and splendid, spirited performances.

Carmel and PG High Dancers Will Present Program Jan. 27

The Carmel and Pacific Grove High School Dancers will present a joint program, "Express Yourself," on Jan. 27 at 7:30 p.m. at Sunset Center in Carmel.

Student and faculty choreography will be featured with music ranging from Simon and Garfunkle to R.E.M. and Cypress Hill. Tickets will be available at the door.

History Society Seeks Donations for Bridge Mini-Park Landscaping

The Carmel Valley History Society said it is soliciting donations for materials to help landscape a new mini-park at the south end of the new Rosie's Bridge over the river on Esquiline Road.

In settlement of a suit brought by the society and others, the County Public Works Department agreed to provide \$3,500 toward the project, and the society is seeking to augment this fund.

Preliminary plans for the proposed small park are on display at Stew's Plumbing at Rosie's Cracker Barrel from 8 a.m. to 5 p.m. Monday through Friday. The society encouraged residents of Robles Del Rio and other interested parties to inspect the plans and make any suggestions.

CVCYC Elects 1994 Officers

Dave Lyon was elected president of the Carmel Valley Community Youth Center for 1994 at a recent meeting.

Lyon will serve with Nick Craft, treasurer; Brian McCoy, director of resources; Bill Tarp, director of pool operations; and Patty Armstrong, director of youth advisory.

The center announced that its "Big Chill" party scheduled for Jan. 29 has been cancelled. Look for news of a possible new date in Fun in The Sun written semi-monthly by Lyon for The Sun.



THE FINE ARTS QUARTET will perform Friday at 8 p.m. at Sunset Center in a concert sponsored by the Chamber Music Society of the Monterey Peninsula. Members are Wolfgang Laufer, cello, Jerry Horner, viola, and Efim Boico and Ralph Evans, violin.

Grace Named to Asilomar Board

Jean Grace, who was mayor of Carmel for two terms from 1988 through 1992, has been appointed to the board of directors of the Asilomar Operating Corp. which underwent a state audit of alleged irregularities.

Donald W. Murphy, director of the State Department of Parks and Recreation, announced the appointment of Grace, a geography instructor and real estate agent, and three others to the recently overhauled board. They include Peter Coniglio, a former mayor of Monterey; former Superior Court Judge Ralph Drummond and Thomas Gilbert, a certified public accountant from Sacramento.

They join former Sen. Fred Farr and Victoria Gibson, the only members of the board that was in place when the audit began.

"This newly created Asilomar Board brings the kind of expertise needed to restore confidence in Asilomar," Murphy said.

He also announced the conclusion of an independent audit by Deloitte and Touche, saying his department had been working with the auditors "to ensure their recommendations were instituted immediately," and that a system of internal controls would be implemented and monitored.

According to Murphy, Asilomar "in many ways has been a highly successful operation," spending nearly \$20 million on maintenance, renovation and restoration of the historic site and returning another \$5.5 million to the state in the form of resource management and ranger programs."



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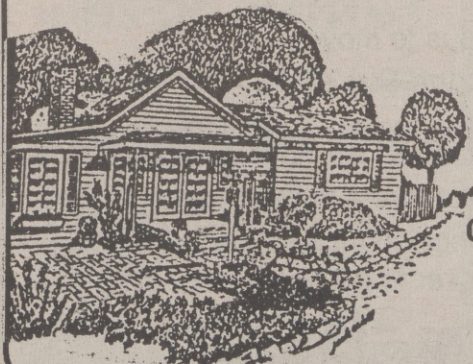
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Billwillers Honored for \$250,000 Gift to Carmel Library Foundation



DONORS TO THE HARRISON MEMORIAL LIBRARY attended a reception Sunday to honor such major supporters as Mrs. Primrose Billwiller, at right, who has given \$250,000 from herself and her late husband, James, the first president of the Carmel Library Foundation.

Sun photos by Isabelle Hall

The Carmel Public Library Foundation honored Primrose Billwiller and her late husband, James, at its annual reception Sunday night for their gift of \$250,000 to its endowment fund.

The Harrison Memorial Library Reference Department will be named in honor of the Billwillers in appreciation for their planned gift. "Jack" Billwiller, as he was known, was the first president of the foundation.

Eleven donors of \$10,000 each to the new Maybeck Plaque program also were honored as President Ed Jordan announced their names: Cecil M. Wahle, Mrs. Cyril Chappellet, Betty Jane Stewart, The Hawley family, Iona Logie, Lloyd and Mary Morain, Adele and Donald Langendorf, The family of Dorothy Storey Wright, the Raymond Draper family, Granite Construction Co. and an anonymous donor.

The gifts were either in cash or to be made over a five-year period.

A plaque in honor of Bernard Maybeck, the architect of the library which was built in 1927, will be erected in the lobby with room for 100 names of \$10,000 donors. It will be inscribed with a quotation from Maybeck, reading, "Here you can reach all that is within you."

The Billwillers and Mr. and Mrs. Stephen H. Dolley also were inducted into the foundation's Sterling Circle of persons who have bequeathed gifts of \$10,000 or more.

The circle is named for Carmel poet George Sterling who was among three historic figures depicted at the party. Stephen Moorer of Grovemont Theatre shaved off his beard and moustache to play the part of Sterling, amazing people with his uncanny resemblance to photographs of the poet. Talen Thomas played the part of Jack London and Julie Hughett was Ida Johnson, the first president of the library and a watercolorist whose 145 botanical paintings are the property of the library.

Jordan also announced an endowment gift of \$25,000 from the McMahan Foundation whose name will be given to the circulation desk.

About 250 persons attended the party to recognize all major donors who are members of the Carmel Library Foundation Society with gifts of \$100 or over. It was the third straight year that a substantial gift has been announced at the January reception. The Frank and Eva Buck Foundation gave \$250,000 in 1992 and the Barnett Segal Foundation, \$300,000 last year. Jordan has bequeathed \$500,000.



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HOME SALES

The following property sales were recorded in the office of the Monterey County Recorder from December 17 through December 30, 1993. The information is taken from records available to the public. Sales prices shown are based upon documentary transfer tax stamps recorded and may or may not reflect the actual final sales price of the properties below. The Sun makes every effort to report these sales accurately, but anyone should consult a Realtor or other investment professional before taking action based on this information.

CARMEL

DOLORES STREET. William R. and Joan Probasco to Martin and Patricia B. Rubin \$680,000.

MONTEREY STREET. Robert B. Lightfoot to Kenneth R. and Wendy P. Olds. \$235,000.

VALLEY WAY. Hermina M. Dallas to Reese C. Taylor. \$435,000.

FRANCISCAN WAY. Susan A. McCloud to Sarah M. Wedge. \$342,500.

GREATER CARMEL

24535 S. SAN LUIS. San Francisco Federal S&L Assn. to Peter J. Sproston and Andrea L. Peck. \$205,000.

24875 N. CARMEL HILLS DRIVE. Freda R. Peck to Monterey Peninsula Jewish Community. \$100,000.

24639 PESCADERO ROAD. John F. Rodriguez to Richard D. and Sarah A. Lee. \$240,000.

24285 SAN PEDRO LANE. Terrance R. and Antone R. Duncan to Dennis A. and Stephanie L. Nakata. \$308,000.

2934 SANTA LUCIA AVENUE. Sarah M. Wedge to Susan A. McCloud.

\$342,500.

CARMEL-SOUTH COAST

36918 PALO COLORADO ROAD. Jennie G. Vita to Greg Vita. \$13,500.

36918 PALO COLORADO ROAD. Jennie G. Vita to Jennie G. Vita. \$38,500.

HWY 1. Margaret Lial to Fassett Family Properties. \$385,000.

CARMEL VALLEY

7063 VALLEY GREENS CIRCLE. Wesley E. and Barbara B. Behel to James W. and Marjorie W. Art. \$565,000.

75 DEL MESA CARMEL. Russell A. Thomson to Berton E. and Montyne R. Truissan. \$185,000.

25815 RIO VISTA DRIVE. Joanne Gimbel to William and Georgina Gimbel. \$465,000.

4000 RIO ROAD. Susan C. Reeder to Steven M. Proulx. \$90,000.

28057 HAWK COURT. Rita K. Mouren to Robert A. Aebersold. \$390,000.

31 TOYON WAY. Dirk Lucian Oldenburg to Gordon and Noel I. Hentschel. \$100,000.

25426 CARMEL KNOLLS DRIVE. Peter N. and Judith C. Hensel to Edward M. Mizrahi. \$298,000.

PEBBLE BEACH

DEL CIERVO ROAD. Louise J. Douglass to Thomas S. and Marian P. Tyler. \$264,500.

1 SHEPHERDS KNOLL. Russel H. and Kathryn A. Stolfi to Philip S. and Wei Jun Carmichael. \$289,000.

983 CORAL DRIVE. BA Properties Inc. to Richard D. and Patricia B. MacDonald. \$800,000.

4165 CREST ROAD. Helen Winterhalter to J.F. and Avalon L. Corona. \$284,001.

Porter-Marquard Makes Management Changes

Porter-Marquard Realty of Carmel Valley announced major changes in its management—including Pam Spagna becoming its first “non-family” partner and Skip Marquard taking over as managing broker.

Marquard will replace Gene Erner of Carmel Valley, who is facing surgery at Stanford University because of cancer. A member of Porter-Marquard for 11 years, Erner said he planned to continue as an associate broker.

A Realtor since 1981, Spagna joined Porter-Marquard from Fox and Carskadon where she specialized in Carmel Valley and Carmel properties.

Asked if she were the venerable firm’s first partner who was not from the Porter or Marquard families, Spagna said, “I believe so. I’m really flattered. The company represents so much history and knowledge in the Valley.”

Porter-Marquard was founded in 1926 and was responsible for many of the developments in the Valley. Its management changes were effective Jan. 1.

Spagna, who lives at Carmel Valley Ranch, has a son, Tony, who is attending Butte College in preparation for entering Chico State.

She said she hoped to re-emphasize Porter-Marquard’s presence as a longtime Valley firm. In general, she said small real estate agencies usually had difficulty competing with the large national franchise firms.

“But in a market as personal as this, I believe Porter-Marquard’s standing and reputation can continue to make it successful. The company has been around a long time.”



PAM SPAGNA

Setting It Straight

In the Jan. 6 issue, a price was omitted in the home sales column for a Pebble Beach property. Located at 4055 Mora Lane, the sale by Diane D. Ditty to Gerald K. and Kathryn A. Hoshor-Loomis was for \$420,000.

A story in the same issue incorrectly reported that trails had been established on the Condon property. A development permit has not yet been issued for that property, to be known as Veeder Ranch, and that is when a trail typically would be established.

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FICTITIOUS BUSINESS NAME STATEMENT
Filed DECEMBER 28, 1993
File No. F932349
The following person(s) is (are) doing business as:
DANDY PRODUCTIONS
#9 DelFino Place
Carmel Valley, CA 93924
Suzy Pollack
3118 Hermitage Road
Pebble Beach, CA 93953
Jules Pollack
3118 Hermitage Road
Pebble Beach, CA 93953
This business is conducted by husband and wife.
Registrant commenced to transact business under the fictitious business name listed above on 4/1/88
(s) Suzy Pollack
This statement was filed with the County Clerk of Monterey County on date indicated by file stamp above.
CERTIFICATION: I hereby certify that the foregoing is a correct copy of the original in my office.
ERNEST A. MAGGINI, County Clerk
Jan 13, 20, 27, Feb. 3, 1994
The Carmel Sun

PUBLIC NOTICE

FICTITIOUS BUSINESS NAME STATEMENT
Filed DECEMBER 27, 1993
File No. F932333
The following person(s) is (are) doing business as:
MONTEREY BAY BUSINESS PARK
889 Pacific Street
Monterey, CA 93940
Brian T. Smith
889 Pacific Street
Monterey, CA 93940
This business is conducted by an individual.
Registrant commenced to transact business under the fictitious business name listed above on 6/20/79.
(s) Brian T. Smith
This statement was filed with the County Clerk of Monterey County on date indicated by file stamp above.
CERTIFICATION: I hereby certify that the foregoing is a correct copy of the original in my office.
ERNEST A. MAGGINI, County Clerk
Jan 6, 13, 20, 27, 1994
The Carmel Sun

-PUBLIC NOTICE-

STATEMENT OF ABANDONMENT OF THE USE OF FICTITIOUS BUSINESS NAMES
Filed December 7, 1993
File No. F900788
The following persons have abandoned the use of the fictitious business name
Carmel Valley Hair Center
7 DelFino Place
Carmel Valley, CA 93924
The fictitious business name referred to above was filed in Monterey County on May 7, 1990.
Christine J. Iremonger
233 Vista Verde
Carmel Valley, CA 93924
This business is conducted by Christine Iremonger.
Signed: Christine J. Iremonger
This statement was filed with the County Clerk of Monterey County on date indicated by file stamp above.
Publish: December 23, 1993, January 6, 13, 20, 1994
The Carmel Sun.

PUBLIC NOTICE

FICTITIOUS BUSINESS NAME STATEMENT
Filed DECEMBER 21, 1993
File No. F932317
The following person(s) is (are) doing business as:
AFFORDABLE LIVING
21 Chaparral Road
Carmel Valley, CA 93924
Gregg Wells DBA
Wells Investment Co.
21 Chaparral Road
Carmel Valley, CA 93924
This business is conducted by an individual.
Registrant commenced to transact business under the fictitious business name listed above on 11/01/93.
(s) Gregg Wells
This statement was filed with the County Clerk of Monterey County on date indicated by file stamp above.
CERTIFICATION: I hereby certify that the foregoing is a correct copy of the original in my office.
ERNEST A. MAGGINI, County Clerk
Jan 6, 13, 20, 27, 1994
The Carmel Sun

PUBLIC NOTICE

FICTITIOUS BUSINESS NAME STATEMENT
Filed November 30, 1993
File No. F932139
The following person(s) is (are) doing business as:
POT & PAUL
3694 The Barnyard
Carmel, CA 93923
Cotton Bale a California Corporation
3692 The Barnyard
Carmel, CA 93923
This business is conducted by a corporation.
Registrant commenced to transact business under the fictitious business name listed above on 7/1/93
(s) Cotton Bale
Carol Lee Owens, President
This statement was filed with the County Clerk of Monterey County on date indicated by file stamp above.
CERTIFICATION: I hereby certify that the foregoing is a correct copy of the original in my office.
ERNEST A. MAGGINI, County Clerk
December 16, 23, 1993, Jan 6, 13, 1994
The Carmel Sun

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FICTITIOUS BUSINESS NAME STATEMENT
Filed DECEMBER 23, 1993
File No. F932327
The following person(s) is (are) doing business as:
SILVER LIGHT GALLERY
N/E Corner of Ocean & San Carlos
Carmel, CA 93921
Lee Ann Kelley
26130 S. Carmel Hills Drive
Carmel, CA 93923
This business is conducted by an individual.
Registrant commenced to transact business under the fictitious business name listed above on 12/01/93.
(s) Lee Ann Kelley
This statement was filed with the County Clerk of Monterey County on date indicated by file stamp above.
CERTIFICATION: I hereby certify that the foregoing is a correct copy of the original in my office.
ERNEST A. MAGGINI, County Clerk
Jan 6, 13, 20, 27, 1994
The Carmel Sun

PUBLIC NOTICE

FICTITIOUS BUSINESS NAME STATEMENT
Filed December 2, 1993
File No. F932165
The following person(s) is (are) doing business as:
COMPLIANT DATA SYSTEMS / PHOTO SYNTHESIS
2554 Santa Lucia
Carmel, CA 93923
Lee A. Hocker
2554 Santa Lucia
Carmel, CA 93923
This business is conducted by an individual. Registrant commenced to transact business under the fictitious business name listed above on n/a.
(s) Lee A. Hocker
This statement was filed with the County Clerk of Monterey County on date indicated by file stamp above.
CERTIFICATION: I hereby certify that the foregoing is a correct copy of the original in my office.
ERNEST A. MAGGINI, County Clerk
Dec. 16, 23, 1993, Jan. 6, 13, 1994
The Carmel Sun

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Possible New Hurdle Raised For Planned Los Padres Dam

Raising another possible regulatory hurdle, activist Noel Mapstead called on the Corps of Engineers (COE) to hold a public hearing on the application for a critical wetlands permit for the proposed New Los Padres Dam on the Carmel River.

In comments to the Corps's district office in San Francisco, Mapstead argued that its notice seeking public comment on the water management district's application for a so-called 404 permit did not contain adequate information for the public to make a decision.

"Such procedures include maximum public participation, and this cannot be had without a public hearing," Mapstead wrote. "This project must go before the voters. A public hearing must accompany such an important public event."

David Ammerman, COE permit manager in the San Francisco office, told The Sun the agency was considering calling such a public hearing. As Mapstead noted in his comments, Ammerman agreed the law provided for such a hearing, particularly if new information were available.

General Manager Jim Cofer of the water management district told The Sun "I would find it difficult to understand why they would need another hearing. I am not aware of any issue that might be considered new."

"This is just the application, not the permit," he added. He said his principal concern would be the time it would take if a hearing were ordered.

He said complete information about the proposed project is available in the environmental impact report/statement which examined 10 alternatives. He noted that Mapstead had filed comments on it.

Mapstead was joined in similar comments to the Corps by groups with which he is associated, including the Sierra Club and a group headed by Tom "Little Bear" Nason, an Esselen Indian.

Henrietta Stern, regulatory coordinator for the project for the water management district, disputed Mapstead's assertion that the Corps' notice contained insufficient information.

Noting all the studies that have been conducted in preparation of a final environmental impact report/statement, she said only the larger Los Padres Dam would provide adequate water storage to meet the peninsula's needs and stream-flow in the Carmel River to protect fish and riparian habitat.

However, in requesting a public hearing, Mapstead said the proposed 24,000-acre-foot dam was not the only practicable alternative and that proposed mitigations were inadequate to protect wetlands that would be inundated by a larger reservoir.

He also argued that the proposed larger dam would cover historic Esselen Indian sites and destroy steelhead spawning grounds. He also claimed that the unprecedented swap of public for federal wilderness land in the area of the reservoir required the preparation of a Congressional environmental impact statement.

All these factors, he said, argued for a public hearing. Otherwise, he said, the COE will be free to decide the issues "behind closed doors, subject to arbitrary and capricious decision making."

Stern said the district submitted a new application for a 404 permit at the request of the COE to replace one filed in 1987 for a new San Clemente Dam which was proposed at the time, but rejected by the regulatory agencies as environmentally damaging.

Ammerman also told The Sun that the Corps had given several organizations a two-week extension for filing their comments because of illness of personnel and disruptions by the holidays. The notice seeking public comment on the 404 application was issued Dec. 3.

Mapstead argued that the notice also was invalid because the Corps did not post it at post offices and libraries as it should have.

Declaring "I am not a crackpot trying to stop everything," Mapstead told

National Fisheries Okay 404 Permit

Calling it a major step forward, Henrietta Stern of the water management district said the National Marine Fisheries won't object to the issuance of a critical 404 permit for the New Los Padres Dam if certain conditions are imposed.

"All the conditions they want are already spelled out in our EIR/S," said Stern, coordinator for the environmental analysis which is expected to be completed early this year.

She said the conditions outlined in a letter from Acting Regional Fisheries Director Gary Matlock to the Corps of Engineers included specified operating rules, a mitigation and monitoring program and guarantees that a plan to transport steelhead around the new dam will work.

"This is a major boost, and it reflects a lot of hard work and effort that the district has put in with its fisheries working group," she said.

The Sun that he favored a 9,000-acre-foot new dam, more aggressive conservation efforts tied to limited pumping from the Carmel River aquifer and the construction of a desalination plant to provide additional water.

Mapstead argued that a large New Los Padres Dam would destroy 320 acres of wetlands, not just the 68 that are listed as being within the Corps' area of authority.

He said the wetlands that would be destroyed were of the highest quality, and the mitigations proposed by the water management district would not replace them with "like-kind" habitat. The district has proposed creating new wetlands in Garland Ranch Park to offset the loss of those that will be inundated by a larger Los Padres reservoir.

"Saj" Talmadge, Longtime Valley Resident, Dies

Susan Avery Jones Talmadge, 94, a Carmel Valley resident since the late '60s, died Dec. 31 while visiting her daughter, Sue Sally Hale, in Moorpark, Calif.

Born in Carnegie Hall in New York City on Oct. 28, 1899, she went by the name Saj, her initials. Her father was a theatrical agent in New York City and her mother was in the theater business.

She was married to screen writer Grover Jones and Richard Talmadge, an actor in the silent movies. Besides her daughter, Talmadge is survived by a son, Harold Jones of Westlake, Calif., seven grandchildren and four great-grandchildren.

Services were held for Talmadge at the Inglewood Cemetery Dec. 5.

A friend, Jennie Hale of Carmel Valley, said Talmadge "just loved people. She knew everybody in the Valley and Carmel. She talked to everyone."

Hale said Jones and the Talmadges were best friends, and Saj married Talmadge 20 years after the death of Jones. She was buried between her two husbands. After the silent movies gave way to the "talkies," Talmadge became a stuntman and director. Hale said Saj assisted him from the sidelines on movie sets, writing down all his ideas for him.

Trained as a ballerina, she grew up in Chicago and moved to the Los Angeles area when she was 18. The family has asked contributions in her memory be donated to the First Church of Christ Scientists, P.O. Box 1104, Carmel, 93921.

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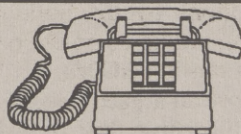

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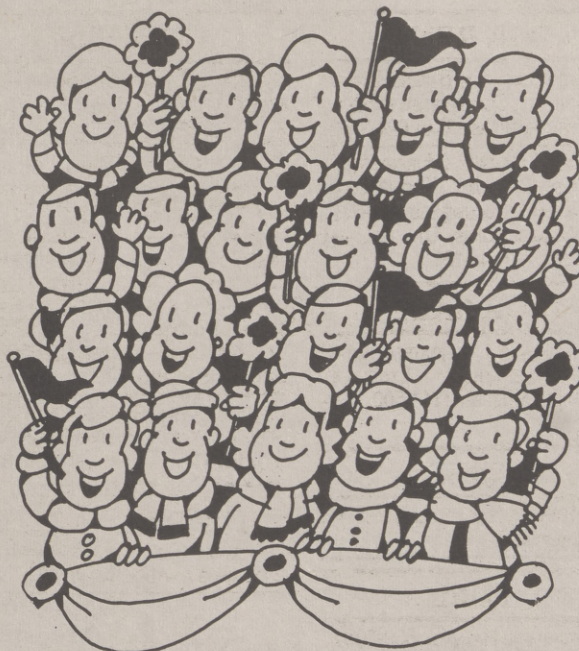
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Trails Group Warned It Must End Uncertainty, Show Need

By Stan Hall

A new member took the lead in lecturing the Carmel Valley Trails Committee that its efforts could come to nothing unless it ends ambiguity about how the county plans to acquire new trails and shows a clear demand for them.

Alan Williams, president of Carmel Development Co., was one of several speakers who suggested the group might have the cart ahead of the horse in planning an extensive network of trails before determining how much need exists from equestrians, hikers and bicyclists.

"Right now, you have nothing more than a presumption that trails are needed," Williams told the group last Thursday. "You must define and sell the need. The more blatant you get—and the more you fail to back up your ideas with logic and facts—the greater the chances are that you will not get the cooperation of the community."

Williams is one of two new members appointed to the advisory group which has stirred strong opposition among some landowners. The other is Ed Haber, the principal in Quail Lodge.

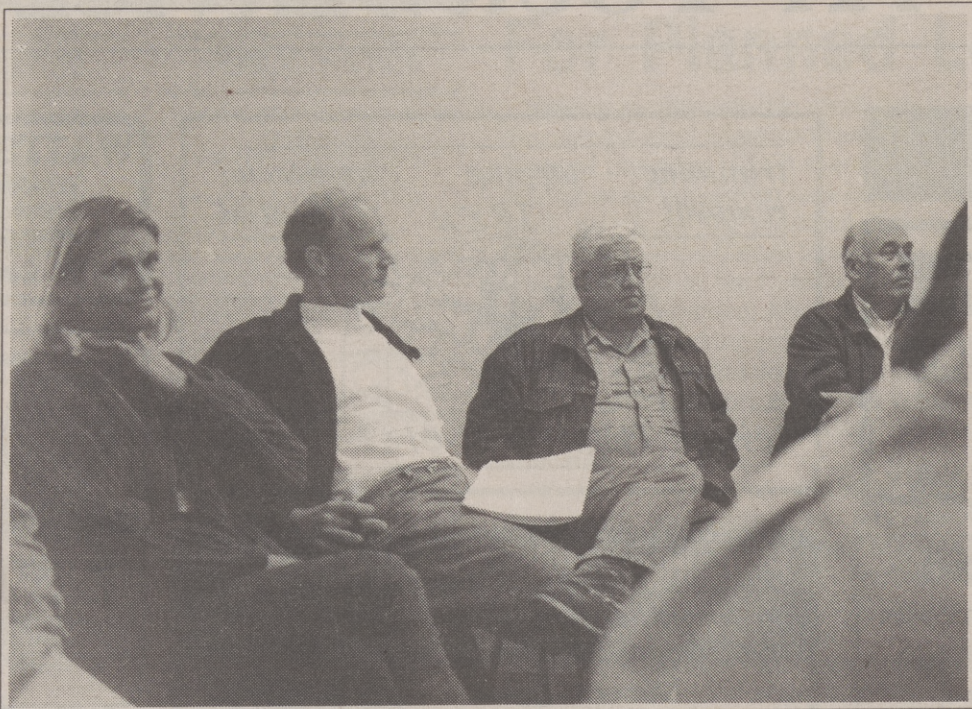
Both Haber and Williams have objected to the committee's suggestions that trails should run through Quail Lodge and the Cañada Woods project that Williams is overseeing for Clint Eastwood.

Williams' admonition to the committee to be more specific and focused was supported by Don Vermeil, who owns a ridgetop ranch on the north rim of the Valley, and Jeff Froke, naturalist for 20,000-acre Rancho San Carlos.

Vermeil said the proposed trails "would scare property owners and make implementation difficult" until the ambiguity was removed about what property owners might be asked to cede easements for trails and under what circumstances.

The committee had said that it would have a representative from county counsel's office on hand for the meeting to answer questions about the policies under which trails could be required. But County Planner Ann Towner said that Deputy County Counsel Efrén Iglesia had declined to appear, saying instead that he would respond to written questions.

She said, however, she could not guaran-



LISTENING INTENTLY at a meeting of the Carmel Valley Trails Committee are Diane Marquard, Don Vermeil, Stanley Clough and Bill Barker, executive director of the Monterey County Farm Bureau. Marquard is a member of the committee, while Vermeil and Clough joined Barker in expressing reservations about the committee's plans.

Sun photo by Stan Hall

tee she would have his answers by the committee's next meeting, set for Feb. 10 at 2:30 p.m. at Mid Valley Fire station.

The committee began drafting a series of legal questions for Iglesia, adding others posed by the public.

Chairman Rod Mills expressed disappointment that Iglesia had declined to attend, saying "we thought it was a good idea to have someone here."

Vermeil in particular expressed concern that the county could force landowners to allow trails across their property in return for approving their applications for permits, including basic remodeling.

Towner said her understanding was that the county could require a landowner to grant a trail easement only when a discretionary permit were sought—and only then if some nexus, or clear connection, could be shown between the project and the need for a trail.

After the meeting, she told The Sun that discretionary permits included any that

could not be approved administratively, including ones requiring variances and the subdivision of a lot. She added that the decision on nexus must be made on a case-by-case basis.

"This basic ambiguity may not be resolved until someone goes to apply for a permit," Towner said.

The committee agreed to begin the process of seeking permission for visits to four properties which are inside the so-called corridors the committee has sketched out for possible trails. They are Quail Lodge, Cañada Woods, the Monterra development on the north of Cañada Woods and Vermeil's property.

Williams, saying it was well known that he opposed a trail through Cañada Woods, warned that few property owners would give permission for the committee to come onto their places unless the county indemnified them from any possible liability in case of accidents.

Mills endorsed the suggestion and said

the county counsel's office would be asked to consider adding that provision. Committee members said any such visits would have to be noticed to the public, which was free to accompany them.

Bill Barker of Calera Canyon, executive director of the Monterey County Farm Bureau, pointed out that the committee was laying out trails that would connect with other trails outside the Carmel Valley Master Plan area. Noting that one of the proposed routes went through Calera Canyon en route to Mount Toro, he asked if representatives of the Toro area should not be included on the committee. Vermeil also noted that a proposed ridgeline trail would wander outside of the Carmel Valley Master Plan area in places on the north.

Mills said his group would recommend to the Board of Supervisors that advisory committees be created to recommend the creation of trails networks in Cachagua and Toro Park.

Saying the committee's trail map "is scary to most people in this Valley," Williams reminded the committee that the Transportation Agency for Monterey County (TAMC) also was planning bicycle trails, mainly for commuters, under required trip reduction plans. He said the committee should take the separate bike trails into consideration in its planning and was told that a TAMC representative was assigned to work with the committee.

With Froke agreeing a "needs analysis" would help guide the committee, Williams said the group should determine the need for bike trails and separate ones for hikers and horses, noting that bikes and horses are not usually compatible on the same trail.

"People need to understand the difference (between horse and bike trails). You need to create something that works and that people can understand," Williams said. "Then they can either buy-in or fight it."

But Mills insisted, "The first thing is to get the trail layout and then decide which trails are used for what."

Vermeil persisted that he understood the equestrian trails in Garland Park were lightly used, asking: "How many equestrian trails do we need in the Valley. Do we want everybody in the world coming here to use them. Is that what the Valley wants?"

CHS Girls, Boys Lift MTAL Marks

Carmel High's boys' and girls' basketball teams both pulled down wins Tuesday night, the girls improving to 2-1 and the boys to 2-0 in the Mission Trails Athletic League.

The girls traveled to Alisal where Jenn Rosenthal tallied 18 points in Carmel's 50-33 win. Rosenthal also scored 18 points Friday when the Padres nailed Santa Catalina 37-22. The girls are 7-6 overall.

The girls' junior varsity also won at Catalina 35-26 but lost at Alisal 36-29.

For the boys, senior R. J. Powell scored 36 points Tuesday to pace the Padres' 52-43 win, scoring 11 in the final quarter to blunt a Trojan comeback run. Powell was successful on four pressure free throws and dazzled fans with a court-length, crossover-dribble play which led to a three point play.

The Padres junior varsity lost to Alisal 65-31 as Damien Armstrong scored 13 for Carmel. The freshman squad, now 2-0 in league play and 11-2 overall, won 52-28. Davin Johnson was high for the Padres with 18 and Ben Cook added 12.

The boys next play Gonzales on Friday and Palma at home Tuesday. The Carmel girls meet Gonzales Friday at home and travel to Notre Dame Tuesday.

Council Denies Two Appeals By Mapstead and Indians

Finding the Planning Commission had followed the necessary procedures when it approved use permits for the Carmel Mission parking lot and a single family house, the City Council voted 5-0 Tuesday to deny appeals by activist Noel Mapstead and a group called the Carmel Mission Indians.

The decisions followed a sometimes emotional, sometimes stormy hearing with Councilwoman Barbara Livingston tearful at one point and Mapstead being reprimanded for using an expletive and leveling charges of racism.

Mapstead and Anthony Miranda, representing the Rumsen Indians, charged that the city had failed to protect the rights of the descendants of people who lived in the area 10,000 years ago when it granted permits for the two projects without adequate archaeological studies.

City Attorney Don Freeman said there was no finding of sufficient evidence to require the commission to look at the applications again.

Mapstead said required procedures for archaeological studies had not been followed in the two applications which had not been submitted to the California Historic Preservation Office.

Miranda said if archaeological surveys were not done, the Indians "may lose some artifacts for our children."

Mapstead charged that Carmel ignored the Indians' heritage by dating its history from the date when the mission was built. He accused the Catholic Church of racism.

Builder Chris Tescher whose permit to build a house on Ladera was appealed said it was the fifth project he had done in an archaeological sensitive area, and he had obtained archaeological reports on all of them.

"Maybe I'm lucky Noel has discovered the local Indian population just recently," Tescher said. "If it had happened eight years ago, I don't know what would happen." Irked at Tescher's reference to "his" Indians, Mapstead swore.

Livingston grew tearful when she read from a magazine article about Native Americans.

After the hearing, the council approved a motion by Councilwoman Barbara Brooks to ask the Planning Commission to give high priority to approving a coastal plan this year. Failure to do so for some 11 years was one of Mapstead's key charges against the city which he accused of discrimination among other things.

But an attempt by Fischer to amend the parking lot permit to eliminate controversial tree plantings in the middle of the lot failed for lack of support. He said such plantings would become a safety hazard for children attending Junipero Sera School or Youth Baseball events.

Mapstead asked the council to refund him the \$200 the city charges for each appeal but not action was taken. He claimed the fee denied people of "modest means or no means" from bringing appeals.

Area Garbage Rate Increases Okayed

On a 5-0 vote, county supervisors Tuesday approved a 4.8 increase in garbage pickup rates for Carmel Valley Disposal effective Jan. 1, citing plans to nearly double the so-called "tipping" fee at the Marina landfill.

At the same time, the board also approved an increase of 7.8 percent for Del Monte Disposal Service. Both firms are owned by Carmel Marina Corp.

In a staff report accompanying his recommendation of the increases, Dr. Robert J. Melton, county health officer, noted that the Monterey Regional Waste Management District had increased its tipping fees by 43 percent recently—from \$14 to \$20 a ton—to help finance construction of new facilities needed to step up recycling at the landfill.

Under a 1989 state law, cities and counties in the state are required to reduce the amount of waste going into landfills by 25 percent by 1995 and 50 percent by 2000. The waste management district is planning capital expenditures of more than \$5 million to meet the demands of the program, including construction of a materials recovery facility.

Carmel Valley Disposal serves homes and businesses in the unincorporated areas of Carmel, Carmel Valley and down the south coast.

With the approved 4.8 increase, Carmel Valley Disposal's pickup rates in rural areas will rise from \$11.45 a month for a single garbage can to \$12.

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